

**DRAFT DRUG OFFENCES (INTERNATIONAL
CO-OPERATION) (ENFORCEMENT OF OVERSEAS
FORFEITURE ORDERS) (AMENDMENT) (JERSEY)
REGULATIONS 199**

**Lodged au Greffe on 17th March 1998
by the Finance and Economics Committee**



STATES OF JERSEY

STATES GREFFE

Report

In 1997 the United Kingdom's ratification of the 1988 Vienna Convention against the illicit traffic in narcotic drugs and psychotropic substances ("the Vienna Convention") was extended to Jersey. The Vienna Convention is intended to combat money laundering by obliging signatory states to criminalise the laundering of money from drug trafficking as well as promoting international co-operation in investigations and making extradition between signatory states applicable to money laundering.

Extension of the Vienna Convention to Jersey was made possible because of amendments made to Jersey Drug Trafficking legislation. The amendments consolidated the legislative framework within the Island in order to meet the obligations of the Vienna Convention.

To continue to meet its obligations under the Convention Jersey's Drug Trafficking legislation must remain up to date and effective. The above draft Regulations contain minor amendments to the Drug Trafficking Offences (International Co-operation) (Enforcement of Overseas Forfeiture Orders) (Jersey) Regulations 1997 which will bring these Regulations into line with changes made to equivalent legislation in the United Kingdom upon which our legislation is modelled.

Explanatory Note

These Regulations amend the Drug Offences (International Co-operation) (Enforcement of Overseas Forfeiture Orders) (Jersey) Regulations 1997 (“the principal Regulations”) by -

- (a) substituting a revised point at which proceedings for a drug offence are instituted in Australia;
- (b) enlarging the list of designated countries set out in the Second Schedule to the principal Regulations.

Drug Offences (International Co-operation) (Jersey) Law 1996

DRUG OFFENCES (INTERNATIONAL CO-OPERATION)
(ENFORCEMENT OF OVERSEAS FORFEITURE ORDERS)
(AMENDMENT) (JERSEY) REGULATIONS 199

(Promulgated on the day of 199)

STATES OF JERSEY

The day of 199

THE STATES, in pursuance of Article 6 of the Drug Offences (International Co-operation) (Jersey) Law 1996,¹ have made the following Regulations -

1. The First Schedule to the Drug Offences (International Co-operation) (Enforcement of Overseas Forfeiture Orders) (Jersey) Regulations 1997² (“hereinafter referred to as “the principal Regulations”) shall be amended by substituting for the entry relating to Australia the following -

| | |
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| “Australia | when an information or a complaint has been laid before a justice of the peace or a magistrate, or a person has been charged with an offence, or an indictment or a presentment has been preferred”. |
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¹ Recueil des Lois, Volume 1996-1997, page 325.

² No. 9151.

2. The Second Schedule to the principal Regulations shall be amended by inserting in alphabetical order the entries for those countries and territories specified in the Schedule to these Regulations.

3. These Regulations may be cited as the Drug Offences (International Co-operation) (Enforcement of Overseas Forfeiture Orders) (Amendment) (Jersey) Regulations 199 and shall come into force on the day following promulgation.

*SCHEDULE***(Regulation 2)**

| <i>Designated country</i> | <i>Appropriate authority</i> |
|-----------------------------|------------------------------|
| Austria | |
| Benin | |
| Botswana | |
| Hungary | |
| Kazakhstan | |
| Tonga | |
| United Republic of Tanzania | |