

**SECOND SUPPLEMENT TO THE GIBRALTAR  
GAZETTE**

**No. 2,999 of 2nd October, 1997**

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LEGAL NOTICE NO. 97 OF 1997.

**DRUG TRAFFICKING OFFENCES ACT 1995**

**DRUG TRAFFICKING (DETENTION AND FORFEITURE OF  
CASH) RULES 1995 (AMENDMENT) RULES 1997**

In exercise of the powers contained in section 51(1) of the Drug Trafficking Offences Act 1995, I have made the following Rules -

**Title.**

1. These Rules may be cited as the Drug Trafficking (Detention and Forfeiture of Cash) Rules 1995 (Amendment) Rules 1997.

**Amendment to the Drug Trafficking (Detention and Forfeiture of Cash) Rules 1995.**

2. The Schedule to the Drug Trafficking (Detention and Forfeiture of Cash) Rules 1995 shall be amended by substituting for "Form B" the following form -

**"FORM B**

**DRUG TRAFFICKING OFFENCES ACT 1995**

**Order for continued Detention of Seized Cash (Section 48 (2))**

Magistrates' Court, Gibraltar

Date.....

+Person from whom cash was seized:

.....

+Address:

.....  
.....  
.....

Amount seized (\*estimated):

.....

at (time).....

on (date).....

at (place).....

Name of applicant:

.....

After hearing oral evidence from the applicant / \*representations from  
.....(name)  
who is the person from whom the cash was seized.

Decision

The above cash is to be detained for ..... (state  
period of up to three months) from the date of this order or until release is  
directed (if sooner).

**Notice of this order**

The applicant must immediately send a copy of this order to anyone affected  
by it, accompanied by a notice in the form set out below.

Justice of the Peace.

Date:.....

Further detention under Section 48(2) of the Drug Trafficking Offences Act 1995.			
Date of order	Oral evidence from applicant/*representations from person from whom cash has been seized	Period of detention (up to 3 months)	Justice of the Peace

\*Delete as necessary

+ With letters, parcels, containers etc insert names of sender and addressee, if known.

CUS203

**NOTICE TO PERSONS AFFECTED BY ORDER FOR CONTINUED DETENTION OF SEIZED CASH**

Cash in the sum of ..... (amount) was seized on ..... (date and time) at ..... (place) from ..... (person from whom received), and on ..... (date of order) an order was made under section 48(2) of the Drug Trafficking Offences Act 1995 authorising the continued detention of the cash for a period of ..... (state period).

A copy of the order is enclosed with this notice.

You are being given notice of the order because it appears that you may be affected by it. You may be able to apply for the release of the cash under section 48(6) of the Drug Trafficking Offences Act 1995.

At the end of the above-mentioned period of detention, an application may be made for the further detention of the cash. You will be notified by the court if such an application is made, or if any other person makes an application to the court for release of the cash.

Signed.....

Date.....

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Dated this 2nd day of October, 1997.

D. SCHOFIELD,

Chief Justice.

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**EXPLANATORY MEMORANDUM**

*(This note does not form part of the Rules)*

The purpose of these Rules is to amend the Schedule to the Drug Trafficking (Detention and Forfeiture of Cash) Rules 1995 to enable Orders for the continued detention of cash to be recorded in Form B in tabular form.