

EXTRACT FROM SCHEDULE 2 TO THE CRIMINAL JUSTICE (PROCEEDS OF CRIME) (BAILIWICK OF GUERNSEY) LAW, 1999

Section 49A

RELEVANT BUSINESSES

1. The businesses specified in the following paragraphs of this Schedule are relevant businesses for the purposes of this Law.

However, a business is not a relevant business if it is financial services business within the meaning of section 49(1) and Schedule 1.

2. **High value dealing.**

Trading in goods when there is received, in respect of any transaction, a payment or payments in cash of at least £7,500 in total, whether the transaction is executed in a single operation or in two or more operations which appear to be linked.

3. **Estate agency.**

Acting, in the course of a business, on behalf of others in the acquisition or disposal of real property or any interest therein -

- (a) for the purpose of or with a view to effecting the introduction to the client of a third person who wishes to acquire or (as the case may be) dispose of such an interest, and
- (b) after such an introduction has been effected in the course of that business, for the purpose of securing the disposal or (as the case may be) the acquisition of that interest.

Estate agency does not include any business specified in paragraph 5.

4. **Casinos and organised gambling.**

The provision or carrying on by way of business of any service or activity which, under the provisions of -

- (a) the Gambling (Guernsey) Law, 1971¹ or any Ordinance made under it,
- (b) the Hotel Casino Concession (Guernsey) Law, 2001²,
- (c) the Gambling (Alderney) Law, 1999³ or any Ordinance made under it, or
- (d) the Gambling (Sark) Law, 2002⁴,

is prohibited except where provided or carried on under the authority of a licence, concession or other authorisation granted under any of those Laws or any Ordinance made under them.

5. Legal and accountancy services.

The business of lawyer, notary or other independent legal professional, or accountant, when they prepare for or carry out transactions for a client in relation to the following activities -

- (a) the acquisition or disposal of an interest in or in respect of real property (including for the avoidance of doubt a leasehold interest),

¹ Ordres en Conseil Vol. XXIII, p. 109; Vol. XXIV, p. 400; No. XXVII of 1997; No. II of 2001.

² Order in Council No. XI of 2002.

³ Order in Council No. XIV of 1999; No. XXVII of 2001.

⁴ Order in Council No. VIII of 2002; No. XXIX of 2003.

- (b) the management of client money, securities or other assets,
- (c) the management of bank, savings or securities accounts,
- (d) the organisation of contributions for the creation, operation, management or administration of companies,
- (e) the creation, operation, management or administration of legal persons or arrangements, and the acquisition or disposal of business entities.

or the business of accountant, insolvency practitioner, auditor or tax adviser.

An "independent legal professional" does not include legal professionals employed by -

- (a) public authorities, or
- (b) undertakings which do not by way of business provide legal services to third parties.

an "accountant" means any person who by way of business, provides accountancy services, an "auditor" means any person who, by way of business, provides auditing services, an "insolvency practitioner" means any person who by way of business provides insolvency services, and a "tax adviser" means any person who by way of business, provides tax advisory services and, for the avoidance of doubt in each case, does not include an employed person whose duties relate solely to the provision of accountancy services, auditing services, insolvency services or tax advisory services, as the case may be, to his employer.