

Criminal Property

Concealing, disguising, or converting criminal property

Concealing, disguising, or converting criminal property is a criminal offence.

Property (such as cash) is “criminal property” if it is the benefit from – the result of - the commission of criminal offences or represents such a benefit (in whole or in part, directly, or indirectly). The criminal offence need not have been committed by the defendant himself.

This offence is only committed if the defendant knew or suspected that the property was the benefit of criminal offences.

The prosecution say that the money found *** is the result of drug dealing. D** says

Keeping cash received from the sale of drugs at premises away from the location of the actual dealing amounts to “concealing, disguising or converting”.

So, the key questions for you to answer in relation to Count *, having regard to all the evidence and the directions which I give you, are

Was the cash the result of drug dealing?

Did D** know or suspect that at least some of that cash was directly or indirectly the result of drug dealing?

If you are sure that the answer to both questions is “yes”, he is guilty of Count *. If the answer to either question may be “no”, he is not guilty of Count *.