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### PROCEEDS OF CRIME AND MONEY LAUNDERING

Peter M. German  
Release No. 6, December 2025

This practical guide comprehensively and clearly describes the law and legislative framework relating to the forfeiture of the proceeds of crime. Money laundering, terrorist financing, special search warrants, restraint orders, forfeitures after conviction and without conviction, tracing, the review and expiry of warrants and orders, the use of income tax information, the requirement to keep records, and international co-operation are among the important topics addressed.

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## **What's New in this Release**

This document outlines detailed editorial revisions, and insertions related to Constructive Possession and Circumstantial Evidence; Sentencing; and Knowledge, Belief, and Wilful Blindness in Chapter 7 (Definitions), Chapter 8 (Possession of the Proceeds of Crime), Chapter 9 (Laundering the Proceeds of Crime), and Chapter 10 (Sentencing).

## **Highlights**

New commentary added in this release include the following:

- **Possession of the Proceeds of Crime**—Clarifying the criteria necessary to prove constructive possession beyond a reasonable doubt: *R. v. Morelli*.
- **Possession of the Proceeds of Crime**—The aftermath of conviction and sentencing, specifically referencing the Crown's actions and the court's response to allegations of abuse of process: *R. v. Hebert*.