The Crown Court at Inner London

Court Location Code: 0440

Case Number: T20150094 & T20150375

Pre Trial Issues Unique Reference Number: 01MP0160615

Serious Crime Prevention Order

Order made under: section 19 Serious Crime Act 2007

Date order made: 15/06/2016

This order varies an order made on: (replaces) 08/06/2014

Defendant

Surname, Family name, Body Corporate: **PLACE**

Forenames or other names: **Jason Nicholas**

Date of birth: [redacted]

Date of conviction: **15/12/2015**

Offence of which convicted: **Fraud, s.1 Fraud Act 2006, Breach of SCPO, s. 25 Serious Crime Act 2007**

Order

The defendant must comply with *A copy of the order which has been varied by the Court, is attached.*

☒ the terms which are attached to this order.

☐ the varied term or terms which are attached to this order, and the terms of the previous order not varied by this order.

Breach of this order without reasonable excuse is punishable with

- on summary conviction, imprisonment for a term not exceeding 6 months, or a fine not exceeding the statutory maximum, or both.
- on conviction on indictment, imprisonment for a term not exceeding 5 years, or a fine, or both.

This order comes into force on

☒ upon the defendants release from prison as stated in the terms of the schedule attached.

☐ immediately after being secured, this order will run while the defendant is in prison.

This order ceases to be in force on

☒ 5 years after the defendants release from prison as stated in the terms of the schedule attached.

An application to vary or discharge this order may be made to the High Court by :

- *the defendant, provided there has been a change of circumstance that affects the order (sections 17(3), 17(4), 18(2), and 18(3) Serious Crime Act 2007).*
- *the prosecutor (the 'relevant applicant authority' for this order) (sections 17(3) and 18(2) Serious Crime Act 2007).*
- *someone who is a 'third party' in these proceedings provided the specified conditions are met (sections 17(5), 17(6), 17(7), 18(4),18(5) and 18(6) Serious Crime Act 2007).*

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Serious Crime Prevention Order

Information considered by the Court

The Court considered information in ☐ not applicable (no application made).

Issued by *An officer of the Crown Court* A Williams

15/6/16

Recipients

Issued to
- Defendant
- Prosecutor
- Police
-
-

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Schedule of terms of a Serious Crime Prevention Order

IN THE CROWN COURT AT INNER LONDON

BETWEEN

REGINA

V

Jason Nicholas PLACE

SERIOUS CRIME PREVENTION ORDER

Sections 1 and 19 of the Serious Crime Act 2007

UPON Jason Nicholas PLACE ('the Offender') having been convicted on the 15/12/14 at The Inner London Crown Court of one or more serious offences: Fraud, sec 1 Fraud Act 2006 & Breach of SCPO, sec 25 Serious Crime Act 2007 AND UPON THE COURT having reasonable cause to believe that an Order under section 19 of the Serious Crime Act 2007 would protect the public by preventing, restricting or disrupting involvement by the Offender in serious crime in England and Wales

IT IS ORDERED AS FOLLOWS:-

For a period of 5 years beginning with the date upon which the Offender is released from prison on Home Detention Curfew or on Conditional Release (but not released on temporary licence), in relation to his serving the prison term imposed on 15/12/14 by the Crown Court at Inner London, and notwithstanding and without prejudice to the terms of any such release or licence upon which he may be released:

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Schedule of terms of a Serious Crime Prevention Order

1 Restriction & Notification of Communication Devices

1.1 The Offender may own or use at any one time:

(i) one mobile telephone handset, fitted with one SIM card and one number;

(ii) one computer capable of access to the internet for each premises at which he lives or works;

(iii) one tablet computer device;

(iv) any number of landline telephone numbers (the landline in relation to which may be connected to any number of handsets and/or a fax machine) the details of each he has provided in writing to the Metropolitan Police Service Lifetime Offender Management Unit (MPS LOMU).

1.2 Save as set out in 1.1 above the Offender shall not own or use any communication device.

1.3 The Offender is not permitted to own or use any communication device as set out in 1.1 (i), (ii) & (iii) unless it is compatible with the installation of software (if applicable) allowing third party monitoring of the computing activity on behalf of any law enforcement agency.

1.4 Within 24 hours of receipt of any communication device as set out in 1.1(i), (ii) & (iii), the Offender must arrange with the MPS LOMU the installation of that third party software on that device (if applicable).

1.5 Any software installed as per 1.4 must not be deleted, disabled or otherwise caused to not function as designed without prior written agreement from the MPS LOMU.

1.6 Any communication device the Offender owns must be registered with the service provider (where applicable) in the Offender's full name as recorded in this Order (or as changed by deed poll) and notified to the MPS LOMU in accordance with the terms of this Order.

1.7 Any communication device that the Offender owns or uses must:

(i) not use or install encryption software or a device beyond any such device of software supplied as standard with the operating system of that device;

(ii) not use or install messaging applications which remain encrypted once received or sent or that automatically delete (self destruct) a message once read;

(iii) not use software which is designed to prevent data from being retrieved from the communication device;

(iv) not use or install software which is capable of deleting data from the unallocated sectors of the hard drive;

(v) if capable of accessing websites, must also be capable of retaining and displaying the history of the websites visited. This includes but not limited to prohibition on the installation of

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Schedule of terms of a Serious Crime Prevention Order

browsers such as but not limited to TOR;

(vi) Be made available to MPS LOMU upon request being made by MPS LOMU;

(vii) Any inspection by MPS LOMU of a communication device will allow where relevant examination by triage tools; and,

(viii) Any inspection by MPS LOMU will not exceed 3 times within a 12 month period, unless further evidence or intelligence supports a more frequent examination.

1.8 On the date of this Order coming into force, the Offender shall notify the MPS LOMU of any communication device or account he owns or uses including (as applicable):

(i) make, model and colour the device (or provide a photograph of it);

(ii) the name of the service provider;

(iii) details of where, when and from whom the device was acquired;

(iv) telephone number, SIM card number and IMEI number of the device;

(v) landline telephone number and location of handset/base stand for handset;

(vi) internet service provider and account details including any e-mail addresses;

(vii) VOIP service provider and account details;

(viii) Media Access Control Address (MAC);

(ix) name of any instant messaging and social networking provider used, together with the usernames for those accounts;

(x) details of any cloud storage accounts, together with username for those accounts;

(xi) details of any domestic or international telephone routing service or telephone card service that he uses;

(xii) if using a communication device not owned by the Offender, details of the owner of the device, including;

a) the full name;

b) the address; and

c) why the Offender is using this communication device.

(xiii) details of any other provider as may be applicable;

(xiv) location of the installation of all computers;

(xv) if a computer is a portable device, details of address(es) it is regularly charged and/or synchronized;

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Schedule of terms of a Serious Crime Prevention Order

(xvi) details of any electronic storage which is not built into any device already notified within the terms of this order. To include where applicable;

a) make;
b) device type;
c) size;
d) serial number;
e) main use and location of the device.

1.9 The Offender may only use his portable computer at a public internet hotspot or other private internet access point, so long as the detail of any such usage is provided in writing to the MPS LOMU within 24 hours. The details provided must include:

(i) The date, time and specific address that the usage occurred;
(ii) The reason for the usage; and
(iii) The details of the communication device used, including the account name or user name from which any electronic message was sent, and the details of any websites visited.

1.10 Paragraph 1.9 above does not require the Offender to notify the MPS LOMU of a usage of a portable computer if he has previously provided the MPS LOMU with a notification under paragraph 1.9 in relation to that portable computer, and in that notice has informed the MPS LOMU of the circumstances of his proposed regular usage of that portable computer at that specific address

1.11 The Offender shall provide in writing to the MPS LOMU within 24 hours of obtaining any further communication device the details (as set out at paragraph 1.8) of the new communication device.

1.12 The Offender must not allow any other person to use or possess his communication device, except where as detailed in paragraph 1.13, 1.14 or 1.15, or allow any other person or third party to access the communication device by means of any remote connection(s) unless he has given notice to MPS LOMU 7 days in advance of the proposed use, giving the following details of the proposed user;

(i) the name;
(ii) the date of birth;
(iii) the address; and
(iv) the telephone contact details

As well as providing;

(v) the precise reason(s) for the use; and

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Schedule of terms of a Serious Crime Prevention Order

(vi) and the circumstance of the use.

1.13 Another person can make use of the Offender's communication device as detailed at 1.1 (ii), (iii), & (iv) whilst at the Offender's home or work address, without notification to LOMU.

1.14 A member of the Offender's immediate family or household can use the communication device detailed at 1.1(i) (mobile phone), but only when the Offender is present with them. Being present with includes being in the same building or travelling together.

1.15 Another person can make use of the Offender's communication device as detailed at 1.1(i) at any place but only for the purposes of contacting the emergency services or any commercial provider of emergency roadside assistance.

1.16 The Offender can make use of another person's communication device at any place but only for the immediate purpose of contacting the emergency services or any commercial provider of emergency roadside assistance.

1.17 For the purposes of this Order:

(a) the phrase "premises at which he lives or works" includes, but is not limited to, holiday accommodation.

(b) a communication device shall be taken to include:

(i) a mobile telephone;

(ii) a telephone landline (with or without handsets);

(iii) a SIM card;

(iv) an internet telephone;

(v) a satellite telephone;

(vi) a mobile VOIP (Voice Over Internet Protocol) device;

(vii) a Portable Digital Assistant (PDA);

(viii) a two-way radio;

(ix) a computer or tablet device which is capable of being used for to access websites or send messages to another person;

(x) a fax machine;

(c) A computer includes, laptops, desktops and tablet devices.

(d) Electronic storage shall be taken to include;

(i) Hard disk drives (HDD).

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(ii) Solid State Drives (SSD)

(iii) USB stick 'pen' drives with a capacity in excess of 2gb,

(iv) any flash card memory with a capacity in excess of 2gb,

(v) any other electronic storage device with a capacity in excess of 2gb but excluding blank CD or DVD media.

(e) an electronic device that communicates automated data with a third party in the normal course of its activity shall not be considered to be a communication device provided it is not used or modified to communicate directly with an individual. Such items may include, but are not limited to:

(i) Televisions, including those where programming is provided by satellite,

(ii) cable or internet services ;

(iii) GPS systems;

(iv) Domestic appliances connected to the internet.

(f) Immediate family or household is taken to include any person who lives in the same household as the Offender and the parents, wife or partner and children of the family.

2 Restriction on Email Accounts

2.1 The Offender, subject to clause 2.4, must not have more than one personal email account and it must be registered in his name as recorded in his UK passport and to an address notified to the MPS LOMU.

2.2 The Offender must within 7 days of obtaining an email account give MPS LOMU written notice stating:

(i) the name of the email service provider;

(ii) the email address;

(iii) the account details including usernames and passwords.

2.3 If the Offender has an email account on the date this Order comes into force, he must within 7 days:

(a) give MPS LOMU written notice stating:

(i) the name and address of the email service provider;

(ii) the email address; and

(iii) the account details including usernames and passwords.

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(b) close any email account that does not comply with clause 2.1 within 7 days of this Order coming into effect.

2.4 Where the Offender is employed he may use an email account provided by the employer provided he has complied with 2.2 (i) & (ii) to the MPS LOMU

2.5 The Offender is not permitted to use or possess either personally or through a third party any email account that is designed to be secure against law enforcement enquiries such as but not exclusively safe-mail.net email.

2.6 The Offender is not permitted to use or course to be used on his behalf any proxy server or a service to mask the email or IP address.

3 Notification of Premises both within and outside the UK

3.1 On the date of the coming into force of this Order, the Offender shall notify the MPS LOMU of the full postal addresses and any postal codes of all premises, including business premises, which he may own, possess the keys to, occupy (whether as a tenant or not) or control, specifying in that notice which of the premises is his home address.

3.2 During the operation of this Order, the Offender shall notify the MPS LOMU in writing immediately of the full postal addresses and any postal codes of any premises, including business premises, which he may acquire, possess the keys to, occupy (whether as a tenant or not) or control, specifying in that notice which of the premises is his home address.

3.3 For the purposes of this Order premises includes, but is not limited to, caravans, hotels, garages, outbuildings, allotments, garden buildings and sheds.

4 Notification of postal services & virtual offices

4.1 On the date of the coming into force of this Order, the Offender shall notify the MPS LOMU of any poste restante service, post office box or other mail receiving, holding or forwarding service including a virtual office he uses. He must provide the full postal addresses and any postal codes of this service, along with details of how the service is paid for.

4.2 During the operation of this Order, the Offender shall notify the MPS LOMU in writing immediately of the full postal addresses and any postal codes of poste restante service, post office box or other mail receiving, holding or forwarding service including a virtual office should he make use of such a

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service, along with details of how the service is paid for.

5 Restriction & Notification of Acquisition of Web Domains and Servers

5.1 The Offender must not purchase or acquire any web domains, domain names or servers except as in 5.2

5.2 The Offender may purchase or acquire web domains, domain name or servers which are to be registered and hosted in the United Kingdom provided he gives written notice to the MPS LOMU not less than 7 days in advance, stating:

(i) full details of the web domain, domain name or server; and

(ii) reason(s) for the proposed purchase or acquisition of the web domain, domain name or server.

5.3 The Offender shall not cause a third party to purchase or acquire any web domains or servers on his behalf.

5.4 The Offender is not permitted to access any website by way of a proxy server.

6 Requirement to Report Financial Information

6.1 Within 28 days of the date this Order becoming active make a Financial Report to the MPS LOMU.

6.2 Thereafter, within 14 days of the end of each succeeding period of six months make further Financial Reports to the MPS LOMU.

6.3 The report shall be in writing and posted to the MPS LOMU or the report and any associated documents can be scanned and sent via email to [redacted]

6.4 Each Financial Report shall include the following schedules, a negative response on each is required if applicable:

a. A schedule of any current salary or other form of income or monies received including interest received, detailing source and amount, (whether in the United Kingdom or overseas), identifying the amount paid, by whom it is paid and the account or accounts into which such sums are paid. The report shall include copies of all payslips for the relevant period. Where the income derives from self-employment or a partnership, a copy of the relevant business accounts shall be provided.

b. A schedule of all accounts held by the Offender in any currency, or to which the Offender is a

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signatory (whether held in the United Kingdom or overseas), including the name in which the account is held, the balance in the account (at the point of submitting the report) and the name and address of the place where the account is held, together with copies of all statements from such accounts for the period in question.

c. A schedule (including addresses) of any real property in which the Offender has any interest (whether in the United Kingdom or overseas), including any interest in any of the net sale money if the property were to be sold. These details must include the nature of the interest and details of any mortgage or charge on the property.

d. A schedule of any rental income from property (whether in the United Kingdom or overseas), the property to which it relates, the details of who pays the rental income and into which account it is paid.

e. A schedule of all beneficial interests the Offender may hold in all business concerns and companies, whether trading or dormant (whether in the United Kingdom or overseas), including shares or debentures held in any company or corporation wherever incorporated in the world detailing the number of shares held, the company held with and the value. If the business is trading, provide the business address, registration number and latest annual accounts. Where shares have been sold during the reporting period provide details of the number of shares, the price received and the onward destination of the funds received.

f. A schedule of all assets over £1,000 in value (whether in the United Kingdom or overseas), currently held, purchased or being received the benefit of by the Offender or anyone on his behalf from the date of this Order; identifying the name and address of the person from whom such asset was received, the current location and value of each asset.

g. A schedule of all assets over £1,000 in value (whether in the United Kingdom or overseas), transferred by the Offender, or anyone of his behalf, to others from the date of this Order; the name and address of all persons to whom such property was transferred and the value of each asset. The schedule must describe the assets in sufficient detail to allow proper identification of the asset.

h. A schedule of all money transfers made over £500 in value other than those made from any accounts notified under1.4 b. above by or on behalf of the Offender including amount transferred, currency used, method used including name and address of transferor and details of destination including name and address, account number and sort code where applicable;

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i. Particulars of all trusts (whether in the United Kingdom or overseas) of which the Offender is a trustee, giving the names and addresses of the beneficiaries and settler thereof; particulars of those of which they are a settler, giving the names and addresses of the trustees and beneficiaries thereof; and particulars of those of which they are a beneficiary, giving the names and addresses of the trustees and settler thereof.

j. A schedule of all pensions held and/or received giving details of the company held with, the term, the value of premiums paid, details of when paid and the source of the funds used, the value of any annuity received or due to be received with the date it is due and the destination of the funds and the value of any lump sum received or due to be received with the date due and the onward destination of the funds;

k. A schedule of all outstanding loans including debentures and personal loans detailing the value, interest due and the debtor's name and address.

l. A schedule of all funds held on behalf of the Offender by third parties including but not limited to solicitors' and/or accountants' client accounts, individuals, partnerships or companies detailing the name and address of the third party and the total held.

m. A schedule of all pre-payment cards held and/or purchased since the last reporting period including issuer, value and reference number where applicable. Details of further monies loaded onto the card during the reporting period including the amount and date shall also to be provided.

n. A schedule of expenditure totalling £500 cumulatively during the reporting period to one individual or business detailing the amount spent the source of the monies and the item or service obtained. This applies whether the monies spent or the item or service obtained was by the Offender or a third party. This is not intended to include utilities or groceries.

o. A statement of truth, signed and dated by the Offender, namely "I certify that the information provided in this report is accurate and complete".

6.5 For the purpose of his order an asset includes but is not limited to the following:

(i) Vehicles including aircraft, ships and trains;

(ii) Mobile homes and caravans;

(iii) Chattels including antiques, paintings, jewellery and electrical items;

(iv) Livestock;

(v) Investment portfolios;

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(vi) Investment bonds including Premium Bonds and Children's Bonds;

(vii) Online accounts including but not limited to online gambling accounts, merchant accounts, eBay and PayPal. Where available a statement of account shall be provided;

(viii) Digital currency accounts including but not limited to EGold, Gold Money, London Gold Exchange, Pecunix, Liberty Reserve, Loom, Western Union, Web Money. Where available a statement of account shall be provided;

(ix) Intellectual property rights;

(x) Cash including banknotes and coins in any currency, postal orders, travellers' cheques, bearer shares and bearer bonds;

(xi) Debts owed by a third party;

(xii) Assets include all assets that are held by the offender, whether solely, jointly or in a syndicate.

7 Notification of changes related to the Order

7.1 Save for as stipulated above, the Offender must send written notice informing MPS LOMU of any changes related to this Order within 7 days. Such changes include:

(i) any change of any of his names;

(ii) any change of his home address;

(iii) his acquisition of a temporary address; and

(iv) any change of his temporary address or his ceasing to have one.

7.2 In the case of a change of a name or address or the acquisition of a temporary address, the Offender must specify the new name or address.

7.3 The Offender's name is Jason Nicholas PLACE and his current home address is [redacted]

7.4 Should the Offender require an amendment of this recorded information, he shall comply with paragraphs 7.1(i) to (iv) by sending notification of such amendments to the MPS LOMU prior to the date of this Order coming into force.

7.5 In this Order, the phrase "provided in writing to the Metropolitan Police Service Lifetime Offender Management Unit (MPS LOMU)" shall be taken to include,

(a) a letter sent by first class post (with proof of posting) or recorded delivery (in which case the information will be treated as having been provided at the time the letter is posted or handed to a

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Schedule of terms of a Serious Crime Prevention Order

representative of the Royal Mail) to the Lifetime Offender Management Unit, [redacted] or at any other address notified to the Offender by the MPS LOMU. Upon request by a MPS LOMU officer the Offender must produce within seven days the recorded delivery proof of postage relating to that notice;

(b) an email sent to the email address [redacted] (or to any other address provided to the Offender by the MPS LOMU for the purpose of providing information). Any emails sent to the MPS LOMU should be sent with the "delivery" and "read receipt" functions enabled to provide confirmation. Upon request by a MPS LOMU officer the Offender must produce within seven days copies of the email, delivery receipt and read receipt;

(c) any other electronic means that the Offender is informed by the MPS LOMU is acceptable for the purpose of providing information.

Any application by the Offender to vary or discharge this Order must be made by the Offender to the High Court and also served, in accordance with the rules of court, on the Deputy Chief Crown Prosecutor, Crown Prosecution Service London, [redacted]

Signed:.....A Williams..... Dated:...15/06/2016.....

IMPORTANT NOTICE: A person who without reasonable excuse fails to comply with this Order commits an offence punishable by up to 5 years imprisonment and/or an unlimited fine.

Issued by A Williams

An officer of the Crown Court 15/6/16

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