

## SCHEDULE 2

### TRANSITIONAL, TRANSITORY AND SAVING PROVISIONS

#### PART VII

##### MISCELLANEOUS

###### Saving for criminal liability of the Department

32. Nothing in this Order or in a scheme made under Article 270 of the 2006 Order shall have the effect, in relation to any criminal liability (or anything which would, but for Crown immunity, be criminal liability or liability to criminal prosecution) of the Department in respect of an offence committed (or which would, but for Crown immunity, have been committed) before the transfer date, of transferring that liability to the successor company.