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**Changes to legislation:** Energy Act 2013, Paragraph 9 is up to date with all changes known to be in force on or before 28 February 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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## SCHEDULES

### SCHEDULE 10

#### PROVISIONS RELATING TO OFFENCES

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##### **Modifications etc. (not altering text)**

- C1** Sch. 10 excluded (1.4.2014) by [The Energy Act 2013 \(Office for Nuclear Regulation\) \(Consequential Amendments, Transitional Provisions and Savings\) Order 2014 \(S.I. 2014/469\)](#), art. 1(2), **Sch. 1 para. 4** (with Sch. 4)

##### *Restriction on institution of proceedings in England and Wales*

- 9 Proceedings for an offence in England and Wales may be instituted only—
- (a) by the ONR or an inspector, or
  - (b) by, or with the consent of, the Director of Public Prosecutions.

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##### **Commencement Information**

- I1** Sch. 10 para. 9 in force at 1.4.2014 by [S.I. 2014/251](#), art. 4

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 68(4) inserted by [2023 c. 52 s. 302\(4\)](#)