



Partnerships (Prosecution) (Scotland) Act 2013

2013 CHAPTER 21

Prosecution after change in membership

- 5 Change in membership of partnership: proceedings against partner or other person**
- (1) A person, who could have been prosecuted for the offence committed by the partnership had there not been a change in membership, may be prosecuted, or may continue to be prosecuted, for the offence despite the change in membership.
 - (2) Subsection (1) applies irrespective of whether the partnership has been or is prosecuted for the offence but not where the partnership has been so prosecuted and acquitted.
 - (3) In proceedings against a person by virtue of subsection (1), evidence led may include evidence as to the commission of the offence by the partnership.