

**Changes to legislation:** Energy Act 2013, Cross Heading: Offences due to fault of other person is up to date with all changes known to be in force on or before 19 March 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

## SCHEDULES

### SCHEDULE 10

#### PROVISIONS RELATING TO OFFENCES

##### 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](#))

##### *Offences due to fault of other person*

- 6 (1) A person (“A”) is guilty of an offence if—
- (a) another person (“B”) commits the offence, and
  - (b) B's commission of the offence is due to the act or default of A,
- and A is liable to be proceeded against and dealt with accordingly.
- (2) For this purpose it does not matter whether or not proceedings are taken against B.
- (3) A person (“A”) is guilty of an offence if—
- (a) A is a person other than the Crown,
  - (b) the offence would have been committed by the Crown but for the fact that the provision under which the offence is committed does not bind the Crown, and
  - (c) the Crown's commission of the offence would have been due to the act or default of A,
- and A is liable to be proceeded against and dealt with accordingly.
- (4) This paragraph is subject to any provision made in nuclear regulations.

##### Commencement Information

- II** [Sch. 10 para. 6](#) 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\(4\)](#)