
DRAFT STATUTORY INSTRUMENTS

2015 No.

**The Electricity and Gas (Market Integrity and
Transparency) (Criminal Sanctions) Regulations 2015**

Proceedings against partnerships

8.—(1) Proceedings for an offence under these Regulations alleged to have been committed by a partnership must be brought in the name of the partnership (and not in that of any of its members).

(2) In proceedings for such an offence brought against a partnership—

- (a) section 33 of the Criminal Justice Act 1925⁽¹⁾ (procedure on charge of offence against corporation) and Schedule 3 to the Magistrates' Courts Act 1980⁽²⁾ (corporations) apply as they do in relation to a body corporate;
- (b) section 70 of the Criminal Procedure (Scotland) Act 1995⁽³⁾ (proceedings against bodies corporate) applies as it does in relation to a body corporate;
- (c) section 18 of the Criminal Justice (Northern Ireland) Act 1945⁽⁴⁾ (procedure on charge) and Schedule 4 to the Magistrates' Courts (Northern Ireland) Order 1981⁽⁵⁾ (corporations) apply as they do in relation to a body corporate.

(3) Rules of court relating to the service of documents have effect in relation to proceedings for an offence under these Regulations as if the partnership were a body corporate.

(4) A fine imposed on the partnership on its conviction of such an offence is to be paid out of the funds of the partnership.

(5) In this regulation, references to a partnership do not include a Scottish partnership or a limited liability partnership.

(1) 1925 c. 86.
(2) 1980 c. 43.
(3) 1995 c. 46.
(4) 1945 c. 15.
(5) 1981 S.I. 1675 (N.I. 26).