

## SCHEDULES

### SCHEDULE 10

#### PROVISIONS RELATING TO OFFENCES

##### *Extension of time for bringing summary proceedings*

- 3 (1) This paragraph applies where—
- (a) a special report on a matter is made under section 84(1);
  - (b) a report is made by a person holding an ONR inquiry;
  - (c) a coroner’s inquest is held into a relevant death; or
  - (d) a public inquiry under the Fatal Accidents and Sudden Deaths Inquiry (Scotland) Act 1976 is held into a relevant death.
- (2) A “relevant death” is the death of any person which may have been caused—
- (a) by an accident which happened while at work,
  - (b) by a disease which the person contracted (or probably contracted) while at work, or
  - (c) by an accident, act or omission which occurred in connection with the work of any person.
- (3) Sub-paragraph (4) applies if it appears from—
- (a) the report mentioned in sub-paragraph (1)(a) or (b),
  - (b) the inquest mentioned in sub-paragraph (1)(c), or
  - (c) the proceedings at the inquiry mentioned in sub-paragraph (1)(d),
- that a relevant provision was contravened at a time which is material in relation to the subject-matter of the report, inquest or inquiry.
- (4) Summary proceedings against any person liable to be proceeded against in respect of the contravention may be commenced at any time within 3 months of—
- (a) the making of the report in question, or
  - (b) (as the case may be) the conclusion of the inquest or inquiry.