



Antarctic Act 1994

1994 CHAPTER 15

PART II

ENVIRONMENTAL PROTECTION

Offences under Part II

18 Defences.

- (1) Where a person is charged with an offence under section 3(5), (6) or (7), 4(3) or (4), 5(4) or 13(2) it shall be a defence to prove that the contravention in question occurred by reason of matters outside his control and that he took all reasonable precautions to avoid such a contravention.
- (2) Subject to subsection (3), where a person is charged with an offence under this Part it shall be a defence to prove that the contravention in question occurred in a case of emergency relating to—
 - (a) the safety of human life, vessels or aircraft,
 - (b) the safety of equipment and facilities of high value, or
 - (c) the protection of the environment.
- (3) Subsection (2) does not apply where the contravention in question is a contravention of section 6(1) or of a condition attached to a permit granted under section 6(3).
- (4) Where a person is charged with an offence under section 7(2) in respect of a contravention of section 7(1)(a), it shall be a defence to prove that the act in question was done for the relief of the suffering of the mammal or bird in question.

Changes to legislation:

There are currently no known outstanding effects for the Antarctic Act 1994, Section 18.