



# Historic Environment (Wales) Act 2016

2016 anaw 4

## PART 2

### ANCIENT MONUMENTS ETC

#### *Modifications relating to offences*

#### **17 Restrictions on use of metal detectors**

- (1) Section 42 of the Ancient Monuments and Archaeological Areas Act 1979 (c.46) (restrictions on use of metal detectors) is amended as follows.
- (2) In subsection (7), after “an offence under subsection (1) or (3) above” insert “ relating to a protected place situated in England ”.
- (3) After that subsection insert—
  - “(8) In proceedings for an offence under subsection (1) or (3) relating to a protected place situated in Wales, it is a defence for the accused to prove that the accused—
    - (a) had taken all reasonable steps to find out whether the place in which the metal detector was used was a protected place; and
    - (b) did not know, and had no reason to believe, that the place was a protected place.”

**Changes to legislation:**

There are currently no known outstanding effects for the Historic Environment (Wales) Act 2016, Section 17.