



# Protection of Badgers Act 1992

## 1992 CHAPTER 51

### *Exceptions and licences*

#### 6 General exceptions.

A person is not guilty of an offence under this Act by reason only of—

- (a) taking or attempting to take a badger which has been disabled otherwise than by his<sup>F1</sup> unlawful ] act and is taken or to be taken solely for the purpose of tending it<sup>F2</sup> and releasing it when no longer disabled ];
- (b) killing or attempting to kill a badger which <sup>F3</sup>appears to be so seriously injured or in such a condition that to kill it would be an act of mercy]<sup>F3</sup> has been so seriously disabled otherwise than by his unlawful act that there was no reasonable chance of it recovering ];
- (c) unavoidably killing or injuring a badger as an incidental result of a lawful action;
- (d) doing anything which is authorised under the <sup>M1</sup>Animals (Scientific Procedures) Act 1986.

#### Textual Amendments

- F1** Word in S. 6(a) inserted (S.) (1.10.2004) by [Nature Conservation \(Scotland\) Act 2004 \(asp 6\)](#), s. 59(2), [Sch. 6 para. 26\(4\)\(a\)\(i\)](#); S.S.I. 2004/407, art. 2(b)
- F2** Words in S. 6(a) inserted (S.) (1.10.2004) by [Nature Conservation \(Scotland\) Act 2004 \(asp 6\)](#), s. 59(2), [Sch. 6 para. 26\(4\)\(a\)\(ii\)](#); S.S.I. 2004/407, art. 2(b)
- F3** Words in S. 6(b) substituted (S.) (1.10.2004) by [Nature Conservation \(Scotland\) Act 2004 \(asp 6\)](#), s. 59(2), [Sch. 6 para. 26\(4\)\(b\)](#); S.S.I. 2004/407, art. 2(b)

#### Marginal Citations

- M1** 1986 c. 14.

**Changes to legislation:**

There are currently no known outstanding effects for the Protection of Badgers Act 1992, Section 6.