



Landmines Act 1998

1998 CHAPTER 33

Supplemental

28 Crown application.

- (1) Subject to the following provisions of this section, this Act binds the Crown.
- (2) No contravention by the Crown of a provision made by or under this Act shall make the Crown criminally liable; but the High Court or, in Scotland, the Court of Session may, on the application of a person appearing to the Court to have an interest, declare any conduct of the Crown constituting such a contravention to be unlawful.
- (3) Notwithstanding subsection (2), the provisions made by or under this Act apply to persons in the public service of the Crown as they apply to other persons.
- (4) Nothing in this section affects Her Majesty in her private capacity; and this subsection shall be construed as if section 38(3) of the ^{M1}Crown Proceedings Act 1947 (meaning of Her Majesty in her private capacity) were contained in this Act.

Marginal Citations

M1 1947 c. 44.

Changes to legislation:

There are currently no known outstanding effects for the Landmines Act 1998, Section 28.