



Antarctic Act 2013

2013 CHAPTER 15

PART 1

ENVIRONMENTAL EMERGENCIES

Application of this Part

PROSPECTIVE

9 General exclusions

Excluded persons

- (1) Nothing in this Part imposes any criminal or civil liability on an individual who organises activities—
- (a) as the employee of another person;
 - (b) in the course of service as a member of the regular forces;
 - (c) in the course of service or undertaking training or duties as a member of the reserve forces.
- (2) In subsection (1), “regular forces” and “reserve forces” have the same meaning as in the Armed Forces Act 2006 (see section 374 of that Act).

Excluded activities

- (3) In this Act, references to activities do not include—
- (a) the activity of fishing for profit, or
 - (b) activities carried out or to be carried out in Antarctica on a vessel or aircraft travelling to an immediate destination outside Antarctica.
- (4) In subsection (3)(b) “vessel” has the same meaning as in the Antarctic Act 1994 (see section 31(1) of that Act).

Status: This version of this provision is prospective.

Changes to legislation: *There are currently no known outstanding effects for the Antarctic Act 2013, Section 9. (See end of Document for details)*

Excluded emergencies

- (5) A person is not guilty of an offence under section 1, or liable under section 2 or 3, in relation to an environmental emergency caused by—
- (a) an act or omission necessary to protect human life or safety;
 - (b) a natural disaster, where the person had complied with the requirements of section 5(2) (preventative measures) in relation to disasters of that description;
 - (c) an act of terrorism;
 - (d) an act of belligerency against the activities of the person;
 - (e) action which was itself reasonable response action relating to a prior environmental emergency.

Status:

This version of this provision is prospective.

Changes to legislation:

There are currently no known outstanding effects for the Antarctic Act 2013, Section 9.