



# Psychoactive Substances Act 2016

## 2016 CHAPTER 2

### *Powers for dealing with prohibited activities*

#### **25 Access prohibitions: exemption from liability**

- (1) Neither an authorised person, nor the person under whose direction or control the authorised person acts, is to be liable in damages for anything done, or omitted to be done, by the authorised person in the exercise or purported exercise of a power under section 23.
- (2) Subsection (1) does not apply to an act or omission shown to have been in bad faith.
- (3) Subsection (1) does not apply so as to prevent an award of damages made in respect of an act or omission on the ground that the act or omission was unlawful by virtue of section 6(1) of the Human Rights Act 1998.
- (4) This section does not affect any other exemption from liability (whether at common law or otherwise).
- (5) In this section “authorised person” has the same meaning as in section 23.

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#### **Commencement Information**

**II** S. 25 in force at 26.5.2016 by [S.I. 2016/553](#), [reg. 2](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Psychoactive Substances Act 2016, Section 25.