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*Changes to legislation: There are currently no known outstanding effects for the Psychoactive Substances Act 2016, Paragraph 5. (See end of Document for details)*

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## SCHEDULES

### SCHEDULE 4

#### PROVIDERS OF INFORMATION SOCIETY SERVICES

##### PART 1

##### OFFERING TO SUPPLY A PSYCHOACTIVE SUBSTANCE

*Exception for hosting*

- 5 (1) A service provider does not commit an offence under section 5(2) by storing information provided by a recipient of the service if—
- (a) the service provider had no actual knowledge when the information was provided that its provision constituted an offence under section 5(2), or
  - (b) on obtaining actual knowledge that the provision of the information constituted such an offence, the service provider promptly removed the information or disabled access to it.
- (2) Sub-paragraph (1) does not apply if the recipient of the service is acting under the authority or control of the service provider.

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**Commencement Information**

**II** Sch. 4 para. 5 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, Paragraph 5.