



Environmental Protection Act 1990

1990 CHAPTER 43

PART IX

GENERAL

158 Offences under Parts I, II, IV, VI, etc. due to fault of others.

Where the commission by any person of an offence under Part I, II, IV, or VI, or section 140, 141 or 142 above is due to the act or default of some other person, that other person may be charged with and convicted of the offence by virtue of this section whether or not proceedings for the offence are taken against the first-mentioned person.

Modifications etc. (not altering text)

- C1 [S. 158](#): power to make corresponding provisions conferred (27.7.1999) by [1999 c. 24, s. 2, Sch. 1 Pt. I para. 20\(1\)\(a\)](#)

Commencement Information

- II [S. 158](#) wholly in force at 1.4.1991 see [s. 164\(3\)](#) and [S.I. 1991/1042, art. 2](#)

Changes to legislation:

Environmental Protection Act 1990, Section 158 is up to date with all changes known to be in force on or before 13 September 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 30(4A) inserted by [2021 c. 30 s. 57\(2\)](#)
- s. 33ZB(10A) inserted by [2021 c. 30 s. 69\(3\)\(b\)](#)
- s. 34D and cross-heading inserted by [2016 anaw 3 s. 66\(1\)](#)
- s. 34ZB(8A) inserted by [2021 c. 30 s. 69\(5\)\(b\)](#)
- s. 45A-45AZG substituted for s. 45A by [2021 c. 30 s. 57\(4\)](#)
- s. 45AA45AB inserted by [2016 anaw 3 s. 65](#)
- s. 46(2)(a)(b) substituted for words by [2021 c. 30 s. 57\(5\)](#)
- s. 106A inserted by [2023 c. 6 s. 41\(2\)](#)
- s. 161(2AA)(2AB) inserted by [2016 anaw 3 s. 69\(4\)](#)