



Antarctic Act 2013

2013 CHAPTER 15

PART 1

ENVIRONMENTAL EMERGENCIES

Preparatory measures

PROSPECTIVE

5 Duty to take preventative measures and make contingency plan

- (1) This section applies to a person organising activities to be carried out in Antarctica, where the activities are connected with the United Kingdom.
- (2) The person must take reasonable preventative measures designed to reduce—
 - (a) the risk of environmental emergencies arising from those activities, and
 - (b) the potential adverse impact of such environmental emergencies.
- (3) Preventative measures under subsection (2) may, for example, include—
 - (a) specialised structures or equipment incorporated into the design and construction of facilities and means of transport;
 - (b) specialised procedures for the operation or maintenance of facilities and means of transport;
 - (c) specialised training.
- (4) The person must also make a contingency plan for responding to—
 - (a) environmental emergencies which result from or affect the carrying on of the activities, and
 - (b) other incidents with a potential adverse impact on the environment of Antarctica which result from or affect the carrying on of the activities.
- (5) A contingency plan under subsection (4) may, for example, include—

Status: This version of this provision is prospective.

Changes to legislation: *There are currently no known outstanding effects for the Antarctic Act 2013, Section 5. (See end of Document for details)*

- (a) in the case of an environmental emergency, plans for taking response action (see section 1) and informing the Secretary of State (see section 7);
 - (b) in the case of another incident, plans for taking steps in response to the incident and informing the Secretary of State of it.
- (6) The duties in subsections (2) and (4) must be complied with by the time when any of the persons by whom the activities are to be carried out enters Antarctica.
- (7) A person who fails to comply with subsection (2) by the time specified in subsection (6) is guilty of an offence.
- (8) A person who fails to comply with subsection (4) by the time specified in subsection (6) is guilty of an offence.
- (9) A person who is guilty of an offence under this section is liable—
- (a) on conviction on indictment to imprisonment for a term not exceeding two years or to a fine or to both;
 - (b) on summary conviction to a fine not exceeding the statutory maximum.

Status:

This version of this provision is prospective.

Changes to legislation:

There are currently no known outstanding effects for the Antarctic Act 2013, Section 5.