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STATUTORY INSTRUMENTS

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**2017 No. 1012**

The Conservation of Habitats and Species Regulations 2017

**PART 5**

Licences

*Offences*

**False statements made for obtaining licence**

**59.**—(1) A person (“P”) commits an offence if, for the purposes of obtaining, whether for P or another, the grant of a licence under regulation 55 or 56, P—

- (a) makes a statement or representation, or supplies a document or information, which P knows to be false in a material particular; or
- (b) recklessly makes a statement or representation, or supplies a document or information, which is false in a material particular.

(2) A person guilty of an offence under this regulation is liable on summary conviction to imprisonment for a term not exceeding six months or to a fine, or to both.

**Offence of breaching licence condition**

**60.**—(1) It is an offence for a person to contravene or fail to comply with a licence condition.

(2) Paragraph (1) applies in relation to a licence under regulation 55 granted on or after 21st August 2007.

(3) A person (“P”) is not guilty of an offence under paragraph (1) if P shows that—

- (a) P took all reasonable precautions and exercised all due diligence to avoid commission of the offence; or
- (b) the commission of the offence was otherwise due to matters beyond P's control.

(4) A person guilty of an offence under paragraph (1) is liable on summary conviction to imprisonment for a term not exceeding six months or to a fine, or to both.

**Status:**

Point in time view as at 28/12/2018.

**Changes to legislation:**

The Conservation of Habitats and Species Regulations 2017, Cross Heading: Offences is up to date with all changes known to be in force on or before 28 September 2024. 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.