



Wildlife and Countryside Act 1981

1981 CHAPTER 69

PART I

WILDLIFE

Protection of plants

13 Protection of wild plants.

- (1) Subject to the provisions of this Part, if any person—
 - (a) intentionally picks, uproots or destroys any wild plant included in Schedule 8; or
 - (b) not being an authorised person, intentionally uproots any wild plant not included in that Schedule,he shall be guilty of an offence.
- (2) Subject to the provisions of this Part, if any person—
 - (a) sells, offers or exposes for sale, or has in his possession or transports for the purpose of sale, any live or dead wild plant included in Schedule 8, or any part of, or anything derived from, such a plant; or
 - (b) publishes or causes to be published any advertisement likely to be understood as conveying that he buys or sells, or intends to buy or sell, any of those things,he shall be guilty of an offence.
- (3) Notwithstanding anything in subsection (1), a person shall not be guilty of an offence by reason of any act made unlawful by that subsection if he shows that the act was an incidental result of a lawful operation and could not reasonably have been avoided.
- (4) In any proceedings for an offence under subsection (2)(a), the plant in question shall be presumed to have been a wild plant unless the contrary is shown.

Status:

Point in time view as at 30/01/2001. This version of this provision has been superseded.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to Wildlife and Countryside Act 1981. Any changes that have already been made by the team appear in the content and are referenced with annotations.