



Botulinum Toxin and Cosmetic Fillers (Children) Act 2021

2021 CHAPTER 19

2 Offence by persons carrying on a business

- (1) A person (a “business owner”) commits an offence if in the course of the business owner’s business—
 - (a) a person other than an approved person administers, in England, to another person (“A”)—
 - (i) botulinum toxin, or
 - (ii) a subcutaneous, submucous or intradermal injection of a filler for a cosmetic purpose,where A is under the age of 18;
 - (b) arrangements are made, in England, by or on behalf of the business owner, for a person other than an approved person to administer, in England, to another person (“A”)—
 - (i) botulinum toxin, or
 - (ii) a subcutaneous, submucous or intradermal injection of a filler for a cosmetic purpose,where A is under the age of 18.
- (2) For the purposes of subsection (1), an injection of a filler is, in particular, to be taken to be for a cosmetic purpose if—
 - (a) the filler injected, or arranged to be injected, is generally used for such a purpose, or
 - (b) the likely effect of the injection is, or would be, to alter the appearance of the person injected.
- (3) A person who commits an offence under subsection (1) is liable on summary conviction to a fine.
- (4) It is a defence for a business owner charged with an offence under subsection (1) to prove that the business owner took all reasonable precautions and exercised all due diligence to avoid committing it.

Status: This is the original version (as it was originally enacted).

(5) In this section—

“approved person” means—

- (a) a registered medical practitioner;
- (b) a regulated health professional who, in administering the botulinum toxin or the filler (as the case may be), is or would be acting in accordance with the directions of a registered medical practitioner;

“filler” has the same meaning as in section 1;

“regulated health professional” has the same meaning as in section 1.