
STATUTORY INSTRUMENTS

1993 No. 2176

The St. Ives Harbour Revision Order 1993

Defence of due diligence

18.—(1) In any proceedings for an offence under articles 13, 16 and 17 of this Order (as the case may be), it shall be a defence for the Council to prove that they took all reasonable precautions and exercised all due diligence to avoid the commission of such an offence.

(2) If in any case the defence made under paragraph (1) of this article involves an allegation that the commission of the offence was due to the act or default of another person, the Council shall not, without the leave of the court, be entitled to rely on that defence unless, within a period ending seven clear days before the hearing, they have served on the prosecutor a notice in writing giving such information as was then in their possession identifying or assisting in the identification of that other person.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The St. Ives Harbour Revision Order 1993. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

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

- Order applied (in part) (temp.) by [S.I. 2021/572 art. 3\(1\)\(b\)](#)
- Order incorporated (in part) (with modifications) (temp.) by [S.I. 2021/572 art. 3\(1\)\(a\)4\(7\)](#)
- Order revoked (except ss. 7, 8 and ss. 2, 5 for specified purposes) by [S.I. 2023/675 Sch. 4](#)