

Extracted from the Wildlife Act 1990

12 Protection of wild plants

(1) Subject to the provisions of this Part, if any person-

- (a) intentionally [¹or recklessly] picks, uproots or destroys any wild plant included in Schedule 7; 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 7, 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.

(5) Any person authorised in writing by the Department may, at any reasonable time and (if required to do so) upon producing evidence that he is authorised, enter any land for the purpose of ascertaining whether an offence under subsection (1) or (2) is being, or has been, committed on that land; but nothing in this subsection shall authorise any person to enter a dwelling.

(6) Any person who intentionally obstructs a person acting in the exercise of the power conferred by subsection (5) shall be guilty of an offence.

NOTE: The common name or names given in the first column of this Schedule are included by way of guidance only; in the event of any dispute or proceedings, the common name or names shall not be taken into account.

Schedule 7 Plants which are Protected

<i>Common name</i>	<i>Scientific name</i>
Agrimony	<i>Agrimonia eupatoria</i>
Alpine clubmoss	<i>Diphasiastrum alpinum</i>
Beech fern	<i>Phegopteris connectilis</i>
Blunt-leaved pondweed	<i>Potamogeton obtusifolius</i>
Brackish water crowfoot	<i>Ranunculus baudotii</i>
Burnet saxifrage	<i>Pimpinella saxifraga</i>
Carlina thistle	<i>Carlina vulgaris</i>
Celery-leaved buttercup	<i>Ranunculus sceleratus</i>
Common bladderwort	<i>Utricularia vulgaris</i>
Common cow-wheat	<i>Melampyrum pratense</i>
Common sea lavender	<i>Limonium vulgare</i>
Common wintergreen	<i>Pyrola minor</i>
Cranberry	<i>Vaccinium oxycoccus</i>

¹ Words inserted by s. 3(a) of the Agricultural (Miscellaneous Provisions Act 2008 (c.11) as from 16th July 2008

Dioecious sedge	<i>Carex dioica</i>
Dodder	<i>Cuscuta epithimum</i>
Dune fescue	<i>Vulpia fasciculata</i>
Eelgrass	<i>Zostera marina</i>
Fennel pondweed	<i>Potamogeton pectinatus</i>
Few-flowered spike rush	<i>Eleocharis quinqueflora</i>
Field gentian	<i>Gentianella campestris</i>
Floating burr-reed	<i>Sparganium natans</i>
Floating club-rush	<i>Eleogiton fluitans</i>
Grass-leaved orache	<i>Atriplex littoralis</i>
Greater broomrape	<i>Orobanche rapum-genistae</i>
Greater spearwort	<i>Ranunculus lingua</i>
Hare's-foot clover	<i>Trifolium arvense</i>
Hay-scented buckler-fern	<i>Dryopteris aemula</i>
Horned pondweed	<i>Zannichellia palustris</i>
Iceland cress	<i>Rorippa islandica</i>
Isle of Man cabbage	<i>Coincya monensis monensis</i>
Ivy-leaved bellflower	<i>Wahlenbergia hederacea</i>
Juniper	<i>Juniperus communis</i>
Killarney filmy fern	<i>Trichomanes speciosum</i>
Least willow	<i>Salix herbacea</i>
Lesser clubmoss	<i>Selaginella selaginoides</i>
Lesser tussock-sedge	<i>Carex diandra</i>
Lesser water-plantain	<i>Baldellia ranunculooides</i>
Maidenhair fern	<i>Adiantum capillus veneris</i>
Marsh hawk's-beard	<i>Crepis paludosa</i>
Marsh stitchwort	<i>Stellaria palustris</i>
Mountain pansy	<i>Viola lutea</i>
Narrow buckler-fern	<i>Dryopteris carthusiana</i>
Narrow-leaved water-plantain	<i>Alisma lanceolatum</i>
Nodding bur-marigold	<i>Bidens cernua</i>
Orchid (all species)	<i>Orchidaceae</i>
Oyster plant	<i>Mertensia maritima</i>
Pale butterwort	<i>Pinguicula lusitanica</i>
Pale sedge	<i>Carex pallescens</i>
Parsley fern	<i>Cryptogramma crispa</i>
Parsley water-dropwort	<i>Oenanthe lachenalii</i>
Pennyroyal	<i>Mentha pulegium</i>
Pillwort	<i>Pilularia globulifera</i>
Pink water speedwell	<i>Veronica catenata</i>
Portland spurge	<i>Euphorbia portlandica</i>
Rock sea lavenders	<i>Limonium binervosum</i> agg.
Saltmarsh flat-sedge	<i>Blysmus rufus</i>
Sea-purslane	<i>Atriplex portulacoides</i>
Sea wormwood	<i>Seriphidium maritimum</i>
Shepherd's cress	<i>Teesdalia nudicaulis</i>
Slender spike-rush	<i>Eleocharis uniglumis</i>
Smooth cat's-ear	<i>Hypochaeris glabra</i>
Spring sandwort	<i>Minuartia verna</i>
Stagshorn club moss	<i>Lycopodium clavatum</i>
Strawberry clover	<i>Trifolium fragiferum</i>
Tubular water-dropwort	<i>Oenanthe fistulosa</i>
Viper's bugloss	<i>Echium vulgare</i>
Western clover	<i>Trifolium occidentale</i>
White sedge	<i>Carex curta</i>

Wilson's filmy fern
Wood fescue
Wood melick
Wood small-reed
Wood speedwell
Wood vetch
Yellow waterlily

Hymenophyllum wilsonii
Festuca altissima
Melica uniflora
Calamagrostis epigejos
Veronica montana
Vicia sylvatica
Nuphar lutea

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