

**28. Protection from liability**

- (1) An action in tort does not lie against a person for anything that the person has done in the performance or purported performance of a function, or the exercise or purported exercise of a power, under this Act.
- (2) The protection given by this section applies even though the thing done in the performance or purported performance of a function, or the exercise or purported exercise of a power, under this Act may have been capable of being done whether or not this Act had been enacted.
- (3) This section does not relieve the Crown of any liability that it might have for the doing of anything by a person against whom this section provides that an action does not lie.
- (4) In this section, a reference to the doing of anything includes a reference to the omission to do anything.