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STATUTORY INSTRUMENTS

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**2004 No. 3089**

The Freedom of Information (Scotland) Act  
2002 (Consequential Modifications) Order 2004

**Freedom of Information Act 2000**

- 3.—(1) The Freedom of Information Act 2000, is amended as follows.  
(2) After section 76, insert—

**“Disclosure between Commissioner and Scottish Information Commissioner**

**76A.** The Commissioner may disclose to the Scottish Information Commissioner any information obtained or furnished as mentioned in section 76(1) of this Act if it appears to the Commissioner that the information is of the same type that could be obtained by, or furnished to, the Scottish Information Commissioner under or for the purposes of the Freedom of Information (Scotland) Act 2002.”.

- (3) In section 80, after subsection (2), add—

“(3) Section 50 of the Copyright, Designs and Patents Act 1988(1) and paragraph 6 of Schedule 1 to the Copyright and Rights in Databases Regulations 1997(2) apply in relation to the Freedom of Information (Scotland) Act 2002 as they apply in relation to this Act.”.