



UK Borders Act 2007

2007 CHAPTER 30

Information

[^{F1}41B UK Border Agency: onward disclosure

- (1) A person to whom information is supplied under section 41A may not disclose that information.
- (2) But subsection (1) does not apply to a disclosure—
 - (a) which is made for the purpose of a customs function, where the disclosure does not contravene any restriction imposed by the Commissioners for Her Majesty's Revenue and Customs;
 - (b) which is made for the purposes of civil proceedings (whether or not within the United Kingdom) relating to a customs function;
 - (c) which is made for the purpose of a criminal investigation or criminal proceedings (whether or not within the United Kingdom);
 - (d) which is made in pursuance of an order of a court;
 - (e) which is made with the consent (which may be general or specific) of HMRC or [^{F2} the CPS], depending on by whom or on whose behalf the information was supplied;
 - (f) which is made with the consent of each person to whom the information relates.
- (3) Subsection (1) is subject to any other enactment permitting disclosure.
- (4) The reference in subsection (1) to information supplied under section 41A includes a reference to documents or articles supplied by virtue of subsection (3) of that section.
- (5) The reference in that subsection to a person to whom information is supplied includes a reference to a person who is or was acting on behalf of that person.
- (6) In subsection (3) “enactment” does not include—
 - (a) an Act of the Scottish Parliament,
 - (b) an Act of the Northern Ireland Assembly, or
 - (c) an instrument made under an Act within paragraph (a) or (b).]

Changes to legislation: There are currently no known outstanding effects for the UK Borders Act 2007, Section 41B. (See end of Document for details)

Textual Amendments

- F1** Ss. 41A, 41B inserted (21.7.2009) by [Borders, Citizenship and Immigration Act 2009 \(c. 11\)](#), **ss. 20(1), 58(1)** (with [s. 36\(4\)](#))
- F2** Words in s. 41B(2)(e) substituted (27.3.2014) by [The Public Bodies \(Merger of the Director of Public Prosecutions and the Director of Revenue and Customs Prosecutions\) Order 2014 \(S.I. 2014/834\)](#), art. 1(1), **Sch. 2 para. 58**

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