



Agricultural Marketing Act 1958

1958 CHAPTER 47 6 and 7 Eliz 2

PART IV

GENERAL AND SUPPLEMENTARY

47 Restrictions on disclosing certain information obtained under Act.

- (1) No information with respect to any particular undertaking (other than the undertaking of a board) shall, without the consent of the owner of that undertaking, be included in any report laid before Parliament in pursuance of this Act or in any recommendations of an Agricultural Marketing Reorganisation Commission published in pursuance of this Act.
- (2) No information obtained by any person in the exercise of any power conferred on him by or under the provisions of this Act relating to polls, or in the exercise of any power conferred by or under Part I of this Act^{F1}... on any board^{F2}... or Agricultural Marketing Reorganisation Commission, shall be disclosed by him:

Provided that nothing in this subsection shall restrict the disclosure of information—

- (a) made by a board in compliance with a requirement of the Minister of Agriculture, Fisheries and Food or the Secretary of State under section seventy-two of the ^{M1}Diseases of Animals Act, 1950;
- [^{F3}(aa) made to the Competition and Markets Authority, if it is made for the purpose of enabling the Authority to perform any of its functions under—
 - (i) the Fair Trading Act 1973;
 - (ii) the Competition Act 1980;
 - (iii) the Enterprise Act 2002; or
 - (iv) Part 3 of the Enterprise and Regulatory Reform Act 2013.]
 - (b) made for the purposes of legal proceedings (including arbitrations) under this Act or any scheme, or for the purpose of any report of such proceedings;
 - (c) if, and in so far as, the disclosure is required or authorised by this Act or any scheme.

*Changes to legislation: There are currently no known outstanding effects for the
Agricultural Marketing Act 1958, Section 47. (See end of Document for details)*

- (3) Any person who discloses any information in contravention of the last foregoing subsection shall be liable on summary conviction to imprisonment for a term not exceeding three months or to a fine not exceeding fifty pounds, or to both such imprisonment and such fine, or on conviction on indictment to imprisonment for a term not exceeding two years, or to a fine not exceeding one hundred pounds, or to both such imprisonment and such fine.

Textual Amendments

- F1** Words in s. 47(2) repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\)](#) , **Sch. 1 Pt. 2** Group 1
- F2** Words in s. 47(2) repealed (1.10.2006) by [Natural Environment and Rural Communities Act 2006 \(c. 16\)](#) , s. 107 , [Sch. 11 para. 31](#) , **12** ; S.I. 2006/2541 , art. 2 (with Sch.)
- F3** S. 47(2)(aa) substituted (1.4.2014) by [The Enterprise and Regulatory Reform Act 2013 \(Competition\) \(Consequential, Transitional and Saving Provisions\) Order 2014 \(S.I. 2014/892\)](#) , art. 1(1) , **Sch. 1 para. 24** (with art. 3)

Modifications etc. (not altering text)

- C1** S. 47 excluded (E.W.S.) by [Agriculture \(Miscellaneous Provisions\) Act 1972 \(c.62, SIF 2:1\)](#) , s. 4**(1)**
- C2** S. 47(2) excluded by [Hops Marketing Act 1982 \(c. 5, SIF 2:10\)](#) , s. 2**(6)**
- C3** S. 47(2) excluded by [S.I. 1984/1047](#) , **reg. 14**
- C4** S. 47(2) excluded by [S.I. 1989/380](#) , **reg. 24**
- C5** S. 47(2) excluded (29.10.1991) by [S.I. 1991/2232](#) , **reg. 27**
S. 47(2) excluded (1.4.1993) by [S.I. 1993/923](#) , **regs. 1** , 24 .
S. 47(2) excluded (E.W.S.) (27.7.1993) by 1993 c. 37 , ss. 12 , 36 , [Sch. 2 para. 33](#) , **Sch. 4 para. 3** .
S. 47(2) excluded (1.4.1994) by [S.I. 1994/672](#) , **reg. 24** .
S. 47(2) disclosure powers extended (14.12.2001) by 2001 c. 24 , ss. 17 , 127(1) , **Sch. 4 Pt. I para. 1**

Marginal Citations

- M1** 1950 c. 36 .

Changes to legislation:

There are currently no known outstanding effects for the Agricultural Marketing Act 1958, Section 47.