
STATUTORY INSTRUMENTS

2003 No. 1102

**The Insurers (Reorganisation and
Winding Up) Regulations 2003**

PART III

Modifications of the law of insolvency: notification and publication

Disclosure of confidential information received from an EEA regulator

16.—(1) This regulation applies to information (“insolvency information”) which—

- (a) relates to the business or affairs of any other person; and
- (b) is supplied to the Authority by an EEA regulator acting in accordance with Articles 5, 8 or 30 of the reorganisation and winding up directive.

(2) Subject to paragraphs (3) and (4), sections 348, 349 and 352 of the 2000 Act apply in relation to insolvency information in the same way as they apply in relation to confidential information within the meaning of section 348(2) of the 2000 Act.

(3) Insolvency information is not subject to the restrictions on disclosure imposed by section 348(1) of the 2000 Act (as it applies by virtue of paragraph (2)) if it satisfies any of the criteria set out in section 348(4) of the 2000 Act.

(4) The Disclosure Regulations apply in relation to insolvency information as they apply in relation to single market directive information (within the meaning of those Regulations).

(5) In this regulation, “the Disclosure Regulations” means the Financial Services and Markets Act 2000 (Disclosure of Confidential Information) Regulations 2001⁽¹⁾.