

Status: This version of this provision is prospective.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Gender Recognition (Disclosure of Information) (Scotland) Order 2005. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCOTTISH STATUTORY INSTRUMENTS

2005 No. 125

The Gender Recognition (Disclosure of Information) (Scotland) Order 2005

PROSPECTIVE

Credit reference agencies

6.—(1) It is not an offence under sections 22 of the Act to disclose protected information if—

- (a) the disclosure is made by or on behalf of a credit reference agency;
- (b) the information consists of information contained in an order of a court or tribunal; and
- (c) if the credit reference agency has been informed that a full gender recognition certificate has been issued to the subject, the disclosure also contains that information.

(2) It is not an offence under section 22 of the Act for a person, when making a disclosure under paragraph (1), also to disclose information taken from an electoral register.

(3) For the purposes of this article “credit reference agency” has the meaning given in section 145(8) of the Consumer Credit Act 1974⁽¹⁾.

Commencement Information

II Art. 6 in force at 4.4.2005, see [art. 1\(1\)](#)

⁽¹⁾ 1974 c. 39.

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Changes and effects yet to be applied to :

- art. 6 coming into force by [S.S.I. 2005/125 art. 1\(1\)](#)
- art. 6(3) words substituted by [S.I. 2013/1881 Sch. para. 28](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

- Order applied (with modifications) by [S.I. 2009/317 art. 3Sch.](#)
- Order applied (with modifications) by [S.I. 2011/245 Sch. 6 Pt. 1](#)
- Order applied (with modifications) by [S.I. 2021/716 Sch. 3 para. 23](#)