



Social Security (Recovery of Benefits) Act 1997

1997 CHAPTER 27

Miscellaneous

23 Provision of information.

- (1) Where compensation is sought in respect of any accident, injury or disease suffered by any person (“the injured person”), the following persons must give the Secretary of State the prescribed information about the injured person—
 - (a) anyone who is, or is alleged to be, liable in respect of the accident, injury or disease, and
 - (b) anyone acting on behalf of such a person.
- (2) A person who receives or claims a listed benefit which is or is likely to be paid in respect of an accident, injury or disease suffered by him, must give the Secretary of State the prescribed information about the accident, injury or disease.
- (3) Where a person who has received a listed benefit dies, the duty in subsection (2) is imposed on his personal representative.
- (4) Any person who makes a payment (whether on his own behalf or not)—
 - (a) in consequence of, or
 - (b) which is referable to any costs (in Scotland, expenses) incurred by reason of, any accident, injury or disease, or any damage to property, must, if the Secretary of State requests him in writing to do so, give the Secretary of State such particulars relating to the size and composition of the payment as are specified in the request.
- (5) The employer of a person who suffers or has suffered an accident, injury or disease, and anyone who has been the employer of such a person at any time during the relevant period, must give the Secretary of State the prescribed information about the payment of statutory sick pay in respect of that person.
- (6) In subsection (5) “employer” has the same meaning as it has in Part XI of the ^{M1}Social Security Contributions and Benefits Act 1992.

Changes to legislation: There are currently no known outstanding effects for the Social Security (Recovery of Benefits) Act 1997, Section 23. (See end of Document for details)

- [^{F1}(6A) The following persons must give the Secretary of State the prescribed information for the purposes of this Act—
- (a) the scheme administrator of the Diffuse Mesothelioma Payment Scheme, and
 - (b) any person providing services to the scheme administrator.]
- (7) A person who is required to give information under this section must do so in the prescribed manner, at the prescribed place and within the prescribed time.
- (8) Section 1 does not apply in relation to this section.

Textual Amendments

- F1** S. 23(6A) inserted (31.3.2014) by Mesothelioma Act 2014 (c. 1), s. 19(1), **Sch. 1 para. 19**; S.I. 2014/459, art. 3(c)

Modifications etc. (not altering text)

- C1** Ss. 20-23 applied (with modifications) (1.10.2008) by Social Security (Recovery of Benefits) (Lump Sum Payments) Regulations 2008 (S.I. 2008/1596), regs. 1(1), 2, **Sch. 1** (with reg. 6)

Commencement Information

- I1** S. 23 wholly in force at 6.10.1997; s. 23 not in force at Royal Assent see s. 34(2); s. 23(1)(2)(5)(7) in force for specified purposes at 3.9.1997 by S.I. 1997/2085, **art 2(1)**; s. 23 wholly in force at 6.10.1997 insofar as not already in force by S.I. 1997/2085, **art. 2(2)**

Marginal Citations

- M1** 1992 c. 4.

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