



Welfare Reform Act 2007

2007 CHAPTER 5

PART 3

SOCIAL SECURITY ADMINISTRATION: GENERAL

Sharing of social security information

42 Information relating to certain benefits

- [^{F1}(1) Information falling within subsection (3) may be supplied by the person who holds it to a person falling within subsection (4) for purposes connected with the application of grant paid under a relevant enactment towards expenditure incurred by the recipient of the grant—
- (a) in providing, or contributing to the provision of, welfare services, or
 - (b) in connection with such welfare services.
- (2) Information falling within subsection (3) which is held for a prescribed purpose by a person falling within any of paragraphs (c) to (h) of subsection (4) may be—
- (a) used by that person for another prescribed purpose;
 - (b) provided to another such person for use in relation to the same or another prescribed purpose.
- (3) The information is any information which is held by a person falling within subsection (4) relating to—
- (a) income support;
 - (b) income-based jobseeker's allowance;
 - (c) income-related employment and support allowance;
 - (d) state pension credit;
 - (e) housing benefit;
 - (f) welfare services.
- (4) The persons are—
- (a) the Secretary of State;

Status: Point in time view as at 05/04/2015.

Changes to legislation: Welfare Reform Act 2007, Section 42 is up to date with all changes known to be in force on or before 02 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (b) a person providing services to the Secretary of State;
 - (c) an authority administering housing benefit;
 - (d) a person authorised to exercise any function of such an authority relating to housing benefit;
 - (e) a person providing to such an authority services relating to housing benefit;
 - (f) a local authority to which any grant is or will be paid as mentioned in subsection (1);
 - (g) a person authorised to exercise any function of such an authority relating to the grant;
 - (h) a person providing to such an authority services relating to any such function.
- (5) Information which is supplied under subsection (1) to an authority or other person falling within subsection (4)(f), (g) or (h) may be supplied by the authority or person to a person who provides qualifying welfare services for purposes connected with the provision of those services.
- (6) A person provides qualifying welfare services if—
- (a) he provides welfare services,
 - (b) a local authority contribute or will contribute to the expenditure incurred by him in providing those services, and
 - (c) that contribution is or will be derived (in whole or in part) from any grant which is or will be paid to the authority as mentioned in subsection (1).
- (7) A relevant enactment is an enactment specified by order made by the Secretary of State; and the power to make an order under this subsection is exercisable by statutory instrument subject to annulment in pursuance of a resolution of either House of Parliament.
- (8) In subsection (2) a prescribed purpose is a purpose relating to housing benefit or welfare services which is prescribed by regulations made by the Secretary of State by statutory instrument subject to annulment in pursuance of a resolution of either House of Parliament.
- (9) The power to make an order or regulations under this section includes power—
- (a) to make different provision for different purposes;
 - (b) to make such incidental, supplementary, consequential, transitional or saving provision as the Secretary of State thinks necessary or expedient.
- (10) In this section—
- “income-based jobseeker's allowance” has the same meaning as in the Jobseekers Act 1995 (c. 18);
 - “income-related employment and support allowance” means an income-related allowance under Part 1;
 - “local authority” means—
 - (a) in relation to England, a county council, a district council, a London borough council, the Common Council of the City of London or the Council of the Isles of Scilly;
 - (b) in relation to Wales, a county council or a county borough council;
 - “welfare services” includes services which provide support, assistance, advice or counselling to individuals with particular needs.

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(11) In the Local Government Act 2000 (c. 22), sections 94 (disclosure of information) and 95 (unauthorised disclosure of information) are omitted.]

Textual Amendments

F1 S. 42 repealed (2.7.2012) by [Welfare Reform Act 2012 \(c. 5\)](#), [ss. 133\(6\)\(a\)](#), 150(3); S.I. 2012/1651, [art. 2](#) (with [art. 3](#))

Commencement Information

I1 S. 42 in force at 5.8.2008 for specified purposes by [S.I. 2008/2101](#), [art. 2\(1\)](#)

I2 S. 42 in force at 1.9.2008 in so far as not already in force by [S.I. 2008/2101](#), [art. 2\(2\)\(a\)](#) (with [art. 3\(1\)\(2\)](#))

Status:

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