



Cluster Munitions (Prohibitions) Act 2010

2010 CHAPTER 11

Information and records

23 Disclosure of information

- (1) This section applies to information if—
 - (a) it was obtained under, or in connection with anything done under, this Act or the Convention, and
 - (b) it relates to a particular business or other activity carried on by any person.
- (2) So long as the business or activity continues to be carried on, the information must not be disclosed except—
 - (a) with the consent of the person for the time being carrying on the business or activity,
 - (b) in connection with anything done for the purposes of the Convention,
 - (c) in connection with anything done for the purposes of this Act,
 - (d) for any of the purposes specified in section 17(2)(a) to (d) of the Anti-terrorism, Crime and Security Act 2001 (disclosure related to criminal investigation or criminal proceedings),
 - (e) in connection with the enforcement of any restriction on imports or exports, or
 - (f) with a view to ensuring the security of the United Kingdom.
- (3) Section 18 of the Anti-terrorism, Crime and Security Act 2001 (restriction on disclosure of information for overseas purposes) has effect in relation to a disclosure authorised by subsection (2)(d) as it has effect in relation to a disclosure authorised by any of the provisions to which section 17 of that Act applies.
- (4) A person who discloses information in contravention of this section is guilty of an offence and liable—
 - (a) on summary conviction, to a fine not exceeding the statutory maximum, or
 - (b) on conviction on indictment, to imprisonment for a term not exceeding two years or to a fine, or to both.

Changes to legislation: There are currently no known outstanding effects for the Cluster Munitions (Prohibitions) Act 2010, Section 23. (See end of Document for details)

- (5) Where any of paragraphs (b) to (f) of subsection (2) applies, the information may be disclosed notwithstanding any obligation not to disclose it that would otherwise apply.

Changes to legislation:

There are currently no known outstanding effects for the Cluster Munitions (Prohibitions) Act 2010, Section 23.