

Changes to legislation: Energy Act 2013, Cross Heading: Legal proceedings, inquiries and investigations is up to date with all changes known to be in force on or before 28 February 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) View outstanding changes

SCHEDULES

SCHEDULE 9

DISCLOSURE OF INFORMATION

PART 3

PROTECTED INFORMATION: PERMITTED DISCLOSURES AND RESTRICTIONS ON USE

Legal proceedings, inquiries and investigations

- 17 Paragraph 2 does not prohibit a disclosure of protected information for the purposes of—
- (a) any legal proceedings,
 - (b) an ONR inquiry,
 - (c) an inquiry under section 14(2A) of the 1974 Act which is relevant to the ONR's purposes,
 - (d) an investigation held by virtue of section 84,
 - (e) any report of such proceedings, ONR inquiry or inquiry under section 14(2A) of the 1974 Act or any special report under section 84.

Commencement Information

II [Sch. 9 para. 17](#) in force at 1.4.2014 by [S.I. 2014/251](#), [art. 4](#)

- 18 Paragraph 2 does not prohibit a disclosure of protected information which is made—
- (a) by an inspector, a health and safety inspector or an ONR inquiry official,
 - (b) to a person who appears to the person making the disclosure to be likely to be a party to any civil proceedings arising out of any accident, occurrence, situation or other matter, and
 - (c) in the form of a written statement of relevant facts observed by the person making the disclosure in the course of exercising a relevant power, a power under section 20 of the 1974 Act or an ONR inquiry power.

Commencement Information

I2 [Sch. 9 para. 18](#) in force at 1.4.2014 by [S.I. 2014/251](#), [art. 4](#)

- 19 (1) Paragraph 2 does not prohibit a disclosure of protected information which is made—
- (a) by the ONR, an inspector, a health and safety inspector or an ONR inquiry official, and

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- (b) for any of the purposes specified in section 17(2)(a) to (d) of the Anti-terrorism, Crime and Security Act 2001 (criminal proceedings and investigations).
- (2) Section 18 of that Act (restriction on disclosure of information for overseas purposes) has effect in relation to a disclosure authorised by sub-paragraph (1) as it has effect in relation to a disclosure authorised by any of the provisions to which section 17 of that Act applies.

Commencement Information

I3 [Sch. 9 para. 19](#) in force at 1.4.2014 by [S.I. 2014/251](#), [art. 4](#)

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

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 68(4) inserted by [2023 c. 52 s. 302\(4\)](#)