

Status: This version of this cross heading contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the Medicines and Medical Devices Act 2021, Cross Heading: Disclosure of information. (See end of Document for details)

SCHEDULES

PROSPECTIVE

SCHEDULE 2

MEDICAL DEVICES: CIVIL SANCTIONS

PART 5

GENERAL AND SUPPLEMENTAL

Disclosure of information

- 16 (1) Information may be disclosed to the Secretary of State for the purpose of the exercise by the Secretary of State of any powers conferred on the Secretary of State under or by virtue of this Schedule if the information is held by or on behalf of—
- (a) a police officer or an officer of Revenue and Customs,
 - (b) the Crown Prosecution Service,
 - (c) a procurator fiscal, or
 - (d) the Public Prosecution Service for Northern Ireland.
- (2) It does not matter for the purposes of sub-paragraph (1) whether the information was obtained before or after this Schedule comes into force.
- (3) Subject to sub-paragraphs (4) and (5), the disclosure of information under this paragraph is not to be taken to breach any restriction on the disclosure of information (however imposed).
- (4) Nothing in this paragraph authorises a disclosure of information which would contravene the data protection legislation (but in determining whether a disclosure would do so, take into account the power conferred by this paragraph).
- (5) Nothing in this paragraph authorises a disclosure of information which would contravene Parts 1 to 7 or Chapter 1 of Part 9 of the Investigatory Powers Act 2016.
- (6) This paragraph does not affect a power to disclose information that exists apart from this paragraph.

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