



# Employment Rights Act 1996

## 1996 CHAPTER 18

### PART XIII

#### MISCELLANEOUS

### CHAPTER II

#### OTHER MISCELLANEOUS MATTERS

#### *Restrictions on disclosure of information*

#### **202 National security.**

- (1) Where in the opinion of any Minister of the Crown the disclosure of any information would be contrary to the interests of national security—
  - (a) nothing in any of the provisions to which this section applies requires any person to disclose the information, and
  - (b) no person shall disclose the information in any proceedings in any court or tribunal relating to any of those provisions.
- (2) This section applies to—
  - (a) Part I, so far as it relates to employment particulars,
  - (b) in Part V, [<sup>F1</sup>sections 44, 45A and 47], and sections 48 and 49 so far as relating to those sections,
  - (c) in Part VI, sections 55 to 57 and 61 to 63,
  - (d) in Part VII, sections 66 to 68, and sections 69 and 70 so far as relating to those sections,
  - (e) Part VIII,
  - (f) in Part IX, sections 92 and 93 where they apply by virtue of section 92(4),
  - (g) Part X so far as relating to a dismissal which is treated as unfair—
    - (i) by section 99(1) to (3), 100 [<sup>F2</sup>, 101A(d)] or 103, or

**Status:** Point in time view as at 01/10/1998.

**Changes to legislation:** Employment Rights Act 1996, Cross Heading: Restrictions on disclosure of information is up to date with all changes known to be in force on or before 26 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)

- (ii) by subsection (1) of section 105 by reason of the application of subsection (2), (3) or (6) of that section, [<sup>F3</sup>or by reason of the application of subsection (4A) in so far as it applies where the reason (or, if more than one, the principal reason) for which an employee was selected for dismissal was that specified in section 101A(d)] and
- (h) this Part and Parts XIV and XV (so far as relating to any of the provisions in paragraphs (a) to (g)).

#### Textual Amendments

- F1** Words in s. 202(2)(b) substituted (1.10.1998) by S.I. 1998/1833, reg. 31(5)
- F2** Words in s. 202(2)(g)(i) inserted (1.10.1998) by S.I. 1998/1833, reg. 32(6)(a)
- F3** Words in s. 202(2)(g)(ii) inserted (1.10.1998) by S.I. 1998/1833, reg. 32(6)(b)

**Status:**

Point in time view as at 01/10/1998.

**Changes to legislation:**

Employment Rights Act 1996, Cross Heading: Restrictions on disclosure of information is up to date with all changes known to be in force on or before 26 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.