



Local Government Act 2000

2000 CHAPTER 22

PART III

CONDUCT OF LOCAL GOVERNMENT MEMBERS AND EMPLOYEES

CHAPTER II

INVESTIGATIONS ETC: ENGLAND

Investigations

63 Restrictions on disclosure of information.

- (1) Information obtained by ethical standards officers under section 61 or 62 must not be disclosed unless one or more of the following conditions is satisfied—
- (a) the disclosure is made for the purposes of enabling the Standards Board for England, an ethical standards officer, the Commission for Local Administration in Wales, a Local Commissioner in Wales or the president, deputy president or any tribunal of either of the Adjudication Panels to perform their functions under this Part,
 - (b) the person to whom the information relates has consented to its disclosure,
 - (c) the information has previously been disclosed to the public with lawful authority,
 - (d) the disclosure is for the purposes of criminal proceedings in any part of the United Kingdom and the information in question was not obtained under section 62(2),
 - (e) the disclosure is made to the Audit Commission for the purposes of any functions of the Audit Commission or an auditor under the ^{M1}Audit Commission Act 1998.
- (2) The Secretary of State or a relevant authority in England may give notice in writing to any ethical standards officer with respect to—

Status: Point in time view as at 30/06/2003. This version of this provision has been superseded.

Changes to legislation: Local Government Act 2000, Section 63 is up to date with all changes known to be in force on or before 03 July 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)

- (a) any document or information specified in the notice, or
 - (b) any class of documents or information so specified,
- that, in his or (as the case may be) their opinion, the disclosure of that document or information, or of documents or information of that class, would be contrary to the public interest.
- (3) Where notice is given under subsection (2) to an ethical standards officer, any document or information specified in the notice, or any document or information of a class so specified, may not be disclosed by the ethical standards officer or any other person.
- (4) A person who discloses information or a document in contravention of subsection (1) is guilty of an offence and liable—
- (a) on summary conviction, to imprisonment for a term not exceeding six months, or
 - (b) on conviction on indictment, to imprisonment for a term not exceeding two years or to a fine or to both.

Modifications etc. (not altering text)

- C1** S. 63(1) disclosure powers extended (14.12.2001) by [2001 c. 24, ss. 17, 127\(2\)](#) (with s. 14(3))
- C2** S. 63(1) applied (with modifications) (30.6.2003) by [Local Authorities \(Code of Conduct\) \(Local Determination\) Regulations 2003 \(S.I. 2003/1483\)](#), regs. 1(1)(2), [4](#)
- C3** S. 63(2) modified (W.) (28.7.2001) by [S.I. 2001/2286](#), art. 3, [Sch. 2 para. 3](#)
- C4** S. 63(3) modified (W.) (28.7.2001) by [S.I. 2001/2286](#), art. 2, [Sch. 1](#)

Commencement Information

- I1** S. 63 wholly in force at 28.7.2001; s. 63 not in force at Royal Assent see s. 108; s. 63 in force at 19.12.2000 in relation to England and to police authorities in Wales by [S.I. 2000/3335](#), [art. 2](#); s. 63 in force at 28.7.2001 in so far as not already in force see s. 108(4)-(6)

Marginal Citations

- M1** [1998 c. 18.](#)

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