



# Tribunals, Courts and Enforcement Act 2007

## 2007 CHAPTER 15

### PART 4

#### ENFORCEMENT OF JUDGMENTS AND ORDERS

##### *Information requests and orders*

#### **101 Using the information about the debtor**

- (1) This section applies if—
  - (a) the creditor in relation to a judgment debt makes an application for information under section 95, and
  - (b) information (“debtor information”) is disclosed to the relevant court in compliance with a request or order made under section 96.
- (2) The relevant court may use the debtor information for the purpose of making another request or order under section 96 in relation to the debtor.
- (3) The relevant court may use the debtor information for the purpose of providing the creditor with information about what kind of action (if any) it would be appropriate to take in court (whether the relevant court or another court) to recover the judgment debt.
- (4) If the creditor takes any action in the relevant court to recover the judgment debt, the relevant court may use the debtor information in carrying out functions in relation to that action.
- (5) If the creditor takes any action in another court to recover the judgment debt—
  - (a) the relevant court may disclose the debtor information to the other court, and
  - (b) the other court may use that information in carrying out functions in relation to that action.

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*Status: This is the original version (as it was originally enacted).*

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- (6) Debtor information may be used or disclosed under any of subsections (3) to (5) only if—
  - (a) regulations about such use or disclosure of information are in force, and
  - (b) the use or disclosure complies with those regulations.
- (7) In addition, if the debtor information was disclosed by the Commissioners, the information may be used or disclosed under any of subsections (3) to (5) only with the consent of the Commissioners.
- (8) Consent for the purposes of subsection (7) may be given—
  - (a) in relation to particular use or a particular disclosure, or
  - (b) in relation to use, or a disclosure made, in such circumstances as may be specified or described in the consent.
- (9) The use or disclosure of information in accordance with this section is not to be taken to breach any restriction on the use or disclosure of information (however imposed).
- (10) Nothing in this section is to be taken to prejudice any power that exists apart from this section to use or disclose information.