



Serious Crime Act 2007

2007 CHAPTER 27

PART 3

OTHER MEASURES TO PREVENT OR DISRUPT SERIOUS AND OTHER CRIME

CHAPTER 1

PREVENTION OF FRAUD

Sharing information with anti-fraud organisations

68 Disclosure of information to prevent fraud

- (1) A public authority may, for the purposes of preventing fraud or a particular kind of fraud, disclose information as a member of a specified anti-fraud organisation or otherwise in accordance with any arrangements made by such an organisation.
- (2) The information—
 - (a) may be information of any kind; and
 - (b) may be disclosed to the specified anti-fraud organisation, any members of it or any other person to whom disclosure is permitted by the arrangements concerned.
- (3) Disclosure under this section does not breach—
 - (a) any obligation of confidence owed by the public authority disclosing the information; or
 - (b) any other restriction on the disclosure of information (however imposed).
- (4) But nothing in this section authorises any disclosure of information which—
 - (a) contravenes [^{F1}the data protection legislation]; or
 - (b) is prohibited by [^{F2}any of Parts 1 to 7 or Chapter 1 of Part 9 of the Investigatory Powers Act 2016].

Changes to legislation: There are currently no known outstanding effects for the Serious Crime Act 2007, Section 68. (See end of Document for details)

^{F3}(5)

^{F4}(6)

(7) This section does not limit the circumstances in which information may be disclosed apart from this section.

(8) In this section—

“an anti-fraud organisation” means any unincorporated association, body corporate or other person which enables or facilitates any sharing of information to prevent fraud or a particular kind of fraud or which has any of these functions as its purpose or one of its purposes;

[^{F5}“ the data protection legislation” has the same meaning as in the Data Protection Act 2018 (see section 3 of that Act).]

“information” includes documents;

“public authority” means any public authority within the meaning of section 6 of the Human Rights Act 1998 (c. 42) (acts of public authorities); and

“specified” means specified by an order made by the Secretary of State.

Textual Amendments

- F1** Words in s. 68(4)(a) substituted (25.5.2018) by [Data Protection Act 2018 \(c. 12\)](#), s. 212(1), **Sch. 19 para. 145(2)** (with [ss. 117, 209, 210](#)); [S.I. 2018/625](#), reg. 2(1)(g)
- F2** Words in s. 68(4)(b) substituted (27.6.2018) by [Investigatory Powers Act 2016 \(c. 25\)](#), s. 272(1), **Sch. 10 para. 19(2)** (with [Sch. 9 paras. 7, 8, 10](#)); [S.I. 2018/652](#), reg. 12(g)(iii)
- F3** S. 68(5) repealed (8.11.2021) by [Criminal Justice and Licensing \(Scotland\) Act 2010 \(asp 13\)](#), **ss. 98(a)**, 206(1); [S.S.I. 2021/355](#), art. 2
- F4** S. 68(6) repealed (8.11.2021) by [Criminal Justice and Licensing \(Scotland\) Act 2010 \(asp 13\)](#), **ss. 98(a)**, 206(1); [S.S.I. 2021/355](#), art. 2
- F5** Words in s. 68(8) inserted (25.5.2018) by [Data Protection Act 2018 \(c. 12\)](#), s. 212(1), **Sch. 19 para. 145(3)** (with [ss. 117, 209, 210](#)); [S.I. 2018/625](#), reg. 2(1)(g)

Commencement Information

- I1** S. 68(1)-(7) in force at 1.10.2008 by [S.I. 2008/2504](#), **art. 2(b)**
- I2** S. 68(8) in force at 1.3.2008 by [S.I. 2008/219](#), **art. 3(e)**

Changes to legislation:

There are currently no known outstanding effects for the Serious Crime Act 2007, Section 68.