



Harbours Act 1964

1964 CHAPTER 40

Miscellaneous and General

46 Restriction of disclosure of information.

- (1) No person shall disclose any information furnished to him in pursuance of a requirement imposed under section . . . ^{F1}41 of this Act . . . ^{F2}except—
- (a) with the consent of the person by whom it was furnished or, as the case may be, carrying on the undertaking to which related the books, records or other documents from which it was obtained; or
 - (b) in the form of a summary of information so furnished by, or so obtained from documents relating to undertakings carried on by, a number of persons, being a summary so framed as not to enable particulars relating to the business of individual persons to be ascertained therefrom; or
 - (c) for the purpose of enabling . . . ^{F1} the Minister to discharge . . . ^{F1} his functions under this Act; or
 - (d) for the purposes of any legal proceedings (including arbitrations) or for the purposes of a report of any such proceedings as aforesaid;

and no person shall disclose anything contained in a forecast furnished to him in pursuance of a requirement under the said section 41 except with the consent of the person by whom the forecast was furnished, in the form of a summary of forecasts so furnished by a number of persons (being a summary framed as mentioned in subsection (1)(b) above), for such a purpose as is mentioned in subsection (1)(c) above or for such purposes as are mentioned in subsection (1)(d) above.

- (2) If a person makes a disclosure in contravention of this section he shall be guilty of an offence and liable—
- (a) on summary conviction, to imprisonment for a term not exceeding [^{F3}six months] or to a fine not exceeding £100, or to both;
 - (b) on conviction on indictment, to imprisonment for a term not exceeding two years or to a fine, or to both.

Status: Point in time view as at 14/05/2007.

Changes to legislation: Harbours Act 1964, Section 46 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)

Textual Amendments

- F1** Words repealed by [Transport Act 1981 \(c. 56, SIF 58\)](#), **Sch. 12 Pt. II**
- F2** Words repealed by [Ports \(Finance\) Act 1985 \(c. 30, SIF 58\)](#), s. 6(2), **Sch.**
- F3** Words substituted by [Transport Act 1981 \(c. 56, SIF 58\)](#), **Sch. 6 para. 15**

Modifications etc. (not altering text)

- C1** [S. 46\(1\)](#): disclosure powers extended (14.12.2001) by [2001 c. 24](#), s. 17, **Sch. 4 Pt. 1 para. 2**

Status:

Point in time view as at 14/05/2007.

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