



Banking Act 2009

2009 CHAPTER 1

PART 7

MISCELLANEOUS

Bank of England

244 Immunity

- (1) The Bank of England has immunity in its capacity as a monetary authority.
- (2) In this section—
 - (a) a reference to the Bank of England is a reference to the Bank and anyone who acts or purports to act as a director, officer, servant or agent of the Bank,
 - (b) “immunity” means immunity from liability in damages in respect of action or inaction, and
 - (c) a reference to the Bank’s capacity as a monetary authority includes a reference to functions exercised by the Bank for the purpose of or in connection with—
 - (i) acting as the central bank of the United Kingdom, or
 - (ii) protecting or enhancing the stability of the financial systems of the United Kingdom.
- (3) The immunity does not extend to action or inaction—
 - (a) in bad faith, or
 - (b) in contravention of section 6(1) of the Human Rights Act 1998.