



Mesothelioma Act 2014

2014 CHAPTER 1

Scheme administration

8 Unauthorised disclosure of information: offence

- (1) A person involved in the administration of the scheme must not, without lawful authority, disclose information which—
 - (a) was acquired in connection with the administration of the scheme, and
 - (b) relates to a particular person who is identified in the information or whose identity could be deduced from it.
- (2) A disclosure is made with “lawful authority” only if—
 - (a) it is made for the purposes of the administration of the scheme,
 - (b) it is made for the purpose of preventing or detecting crime,
 - (c) it is made in accordance with any enactment or an order of a court or tribunal,
 - (d) it is made for the purposes of proceedings before a court or tribunal, or
 - (e) it is made with consent given by or on behalf of the person to whom the information relates or the person’s personal representatives.
- (3) A person who breaches subsection (1) commits an offence (for penalties, see section 9).
- (4) It is a defence for a person charged with the offence under subsection (3) to prove that he or she reasonably believed—
 - (a) that the disclosure was made with lawful authority, or
 - (b) that someone had, with lawful authority, previously disclosed the information to the public.
- (5) In this section “person involved in the administration of the scheme” means a person who is or has been—
 - (a) the scheme administrator,
 - (b) a person providing services to the scheme administrator, or
 - (c) an officer or employee of a person within paragraph (a) or (b).