



Freedom of Information Act 2000

2000 CHAPTER 36

PART VI

HISTORICAL RECORDS AND RECORDS IN PUBLIC RECORD OFFICE OR PUBLIC RECORD OFFICE OF NORTHERN IRELAND

65 Decisions as to refusal of discretionary disclosure of historical records.

- (1) Before refusing a request for information relating to information which is contained in a historical record and is exempt information only by virtue of a provision not specified in section 2(3), a public authority shall—
- (a) if the historical record is a public record within the meaning of the ^{M1}Public Records Act 1958, consult the [^{F1}Secretary of State], or
 - (b) if the historical record is a public record to which the ^{M2}Public Records Act (Northern Ireland) 1923 applies, consult the appropriate Northern Ireland Minister.
- (2) This section does not apply to information to which section 66 applies.

Textual Amendments

- F1** Words in s. 65(1)(a) substituted (9.12.2015) by [The Transfer of Functions \(Information and Public Records\) Order 2015 \(S.I. 2015/1897\)](#), art. 1(2), **Sch. para. 2(5)(d)**

Modifications etc. (not altering text)

- C1** Pt. VI modified (1.1.2013) by [The Freedom of Information \(Definition of Historical Records\) \(Transitional and Saving Provisions\) Order 2012 \(S.I. 2012/3029\)](#), arts. 1(1), 2, **Sch.**
- C2** S. 65(1)(a) functions transferred (9.12.2015) by [The Transfer of Functions \(Information and Public Records\) Order 2015 \(S.I. 2015/1897\)](#), arts. 1(2), **6(1)(b)**, (3)(b) (with art. 7)

Marginal Citations

- M1** 1958 c. 51.
- M2** 1923 c. 20 (N.I.).

Changes to legislation:

There are currently no known outstanding effects for the Freedom of Information Act 2000, Section 65.