



Constitutional Reform and Governance Act 2010

2010 CHAPTER 25

PART 6

PUBLIC RECORDS AND FREEDOM OF INFORMATION

46 Freedom of information

- (1) Schedule 7 (which makes amendments of the Freedom of Information Act 2000) has effect.
- (2) The Secretary of State may by order make transitional, transitory or saving provision in connection with the coming into force of paragraph 4 of Schedule 7 (which reduces from 30 years to 20 years the period at the end of which a record becomes a historical record for the purposes of Part 6 of the Freedom of Information Act 2000).
- (3) An order under subsection (2) may in particular—
 - (a) make provision about the time when any records are to become historical records for the purposes of Part 6 of the Freedom of Information Act 2000, and
 - (b) make different provision in relation to records of different descriptions.
- (4) An order under subsection (2) is to be made by statutory instrument.
- (5) A statutory instrument containing an order under subsection (2) is subject to annulment in pursuance of a resolution of either House of Parliament.

Modifications etc. (not altering text)

- C1 S. 46(2)-(5) power modified (1.7.2012) by [Protection of Freedoms Act 2012 \(c. 9\)](#), [ss. 104\(2\)](#), 120 (with s. 97); [S.I. 2012/1205](#), [art. 3\(x\)](#)

Commencement Information

- I1 S. 46(1) in force at 19.1.2011 for specified purposes by [S.I. 2011/46](#), [art. 3\(a\)](#) (with [art. 4](#))

Changes to legislation: There are currently no known outstanding effects for the Constitutional Reform and Governance Act 2010, Section 46. (See end of Document for details)

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| I2 | S. 46(1) in force at 1.1.2013 in so far as not already in force by S.I. 2012/3001, art. 3(1)(b) |
| I3 | S. 46(2)-(5) in force at 30.11.2012 by S.I. 2012/3001, art. 2(b) |

Changes to legislation:

There are currently no known outstanding effects for the Constitutional Reform and Governance Act 2010, Section 46.