



Enterprise Act 2016

2016 CHAPTER 12

PART 1

THE SMALL BUSINESS COMMISSIONER

Complaints scheme

8 Confidentiality

- (1) The Commissioner may not make a disclosure of information that the Commissioner considers is likely to cause someone to think that a particular person has made a complaint under the SBC complaints scheme, except where subsection (2) applies.
- (2) This subsection applies if—
 - (a) the Commissioner has obtained the consent of the person concerned,
 - (b) the disclosure is made by the Commissioner to the respondent in relation to the complaint or in a report published under section 6,
 - (c) the disclosure is required for the purposes of any [^{F1}[^{F2}assimilated] obligation],
 - (d) the disclosure is required, under rules of court or rules of a tribunal, or an order of a court or tribunal, for the purposes of legal proceedings of any description, or
 - (e) the information has already been made available to the public from other sources.

Textual Amendments

- F1** Words in s. 8(2)(c) substituted (31.12.2020) by [The Groceries Code Adjudicator Act 2013, Small Business, Enterprise and Employment Act 2015 and Enterprise Act 2016 \(Amendment\) \(EU Exit\) Regulations 2018 \(S.I. 2018/1046\)](#), regs. 1, 4; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Word in s. 8(2)(c) substituted (1.1.2024) by [The Retained EU Law \(Revocation and Reform\) Act 2023 \(Consequential Amendment\) Regulations 2023 \(S.I. 2023/1424\)](#), reg. 1(2), [Sch. para. 85](#)

*Changes to legislation: There are currently no known outstanding effects
for the Enterprise Act 2016, Section 8. (See end of Document for details)*

Commencement Information

- I1** S. 8 in force at Royal Assent for specified purposes, see [s. 44\(1\)](#)
- I2** S. 8 in force at 1.10.2017 in so far as not already in force by [S.I. 2017/473](#), **reg. 3(a)**

Changes to legislation:

There are currently no known outstanding effects for the Enterprise Act 2016, Section 8.