
STATUTORY INSTRUMENTS

2004 No. 3363

The Freedom of Information (Removal and Relaxation of Statutory Prohibitions on Disclosure of Information) Order 2004

National Health Service Act 1977

7. In Schedule 11 to the National Health Service Act 1977⁽¹⁾, after paragraph 5 (restrictions on disclosing information) insert—

“**5A.** Paragraph 5 above does not apply if—

- (a) the person who has obtained any such information as is referred to in that paragraph is, or is acting on behalf of a person who is, a public authority for the purposes of the Freedom of Information Act 2000, and
- (b) the information is not held by the public authority on behalf of another person.”

⁽¹⁾ 1977 c. 49. Schedule 11 has been repealed in relation to health service medicines by sections 38(6) and 65 of, and Schedule 5 to, the Health Act 1999 (c. 8).