Changes to legislation: *The Companies (Disclosure of Date of Birth Information) Regulations 2015 is up to date with all changes known to be in force on or before 21 July 2020. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

STATUTORY INSTRUMENTS

2015 No. 1694

COMPANIES

The Companies (Disclosure of Date of Birth Information) Regulations 2015

Made - - - -	*17th September 2015*
Laid before Parliament	*18th September 2015*
Coming into force - -	*10th October 2015*

The Secretary of State makes the following Regulations in exercise of the powers conferred by sections 243(3), 1087B(2) and (3), and 1292(1) of the Companies Act 2006 [F1].

F1 2006 c. 46; section 1087B was inserted by the Small Business Enterprise and Employment Act 2015 (c. 26), **section 96(1)** and (3).

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Companies (Disclosure of Date of Birth Information) Regulations 2015 and come into force on 10th October 2015.

(2) In these Regulations—

"the "Act" means the Companies Act 2006 and, unless the context otherwise requires, reference to a numbered section is a section so numbered in that Act;

"the 1985 Act" means the Companies Act 1985 [F2];

"the 1986 Order" means the Companies (Northern Ireland) Order 1986 [F3];

"specified public authority" means any public authority specified in Schedule 1 to these Regulations.

F2 1985 c. 6.
F3 S.I. 1986/1032 (N.I. 6).

Permitted disclosure by the registrar to specified public authorities

2.—(1) The registrar may disclose restricted DOB information [F4] to a specified public authority where the conditions specified in paragraphs 2 and 3 of Schedule 2 are satisfied.

(2) A specified public authority shall deliver to the registrar such information or evidence as the registrar may direct for the purpose of enabling the registrar to determine in accordance with these Regulations whether to disclose restricted DOB information to a specified public authority.

(3) The registrar may require such information or evidence to be verified in such manner as the registrar may direct.

(4) The specified public authority must inform the registrar immediately of any change in respect of any statement delivered to the registrar pursuant to Schedule 2 or information or evidence provided for the purpose of enabling the registrar to determine whether to disclose restricted DOB information.

(5) The public authorities specified for the purposes of section 1087B(2) are set out in Schedule 1 to these Regulations.

F4 "Restricted DOB information" means information falling within section 1087A(1) of the Companies Act 2006, as inserted by the Small Business, Enterprise and Employment Act 2015 (c. 26), **section 96**.

Permitted disclosure by the registrar to credit reference agencies

3.—(1) The registrar may disclose restricted DOB information to a credit reference agency where the conditions specified in paragraphs 6 to 10 of Schedule 2 are satisfied.

(2) The registrar may rely on a statement delivered to the registrar by a credit reference agency under paragraph 10 of Schedule 2 as sufficient evidence of the matters stated in it.

(3) Notwithstanding paragraph (2), a credit reference agency shall deliver to the registrar such information or evidence in addition to the statement required by paragraph 10 of Schedule 2 as the registrar may direct for the purpose of enabling the registrar to determine in accordance with these Regulations whether to disclose restricted DOB information to a credit reference agency.

(4) The registrar may require such information or evidence to be verified in such manner as the registrar may direct.

(5) The credit reference agency must inform the registrar immediately of any change in respect of any statement delivered to the registrar pursuant to Schedule 2 or information or evidence provided for the purpose of enabling the registrar to determine whether to disclose restricted DOB information.

Baroness Neville-Rolfe
Parliamentary Under Secretary of State for
Business, Innovation and Skills

Department for Business, Innovation and Skills

SCHEDULE 1

Regulation 2

SPECIFIED PUBLIC AUTHORITIES

The Secretary of State;

the Minister for the Cabinet Office;

any Northern Ireland Department;

the Scottish Ministers;

the Welsh Ministers;

the Treasury;

[[F5]the Treasury Solicitor;**]**

F5 Words in Sch. 1 inserted (30.6.2016) by The Companies and Limited Liability Partnerships (Filing Requirements) Regulations 2016 (S.I. 2016/599), reg. 1, **Sch. 3 para. 2(a)**

the Commissioners for Her Majesty's Revenue and Customs;

the Bank of England **[**[F6](including the Bank in its capacity as the Prudential Regulation Authority)**]**;

F6 Words in Sch. 1 inserted (1.3.2017) by The Bank of England and Financial Services (Consequential Amendments) Regulations 2017 (S.I. 2017/80), reg. 1, **Sch. para. 43(a)**

F6 Words in Sch. 1 inserted (1.3.2017) by The Bank of England and Financial Services (Consequential Amendments) Regulations 2017 (S.I. 2017/80), reg. 1, **Sch. para. 43(a)**

the Director of Public Prosecutions;

the Director of Public Prosecutions for Northern Ireland;

the Serious Fraud Office;

the Secret Intelligence Service;

the Security Service;

the Government Communications Headquarters;

the Financial Conduct Authority;

F7…

F7 Words in Sch. 1 omitted (1.3.2017) by virtue of The Bank of England and Financial Services (Consequential Amendments) Regulations 2017 (S.I. 2017/80), reg. 1, **Sch. para. 43(b)**

F7 Words in Sch. 1 omitted (1.3.2017) by virtue of The Bank of England and Financial Services (Consequential Amendments) Regulations 2017 (S.I. 2017/80), reg. 1, **Sch. para. 43(b)**

the Competition and Markets Authority;

the Pensions Regulator;

the Panel on Takeovers and Mergers;

the Regulator of Community Interest Companies;

F8…

F8 Words in Sch. 1 omitted (6.4.2018 immediately after 2016 c. 16 (N.I.), s. 8(2) comes into force) by virtue of The Financial Services Act 2012 (Mutual Societies) Order 2018 (S.I. 2018/323), art. 1, **Sch. 4 para. 11** (with art. 3)

F8 Words in Sch. 1 omitted (6.4.2018 immediately after 2016 c. 16 (N.I.), s. 8(2) comes into force) by virtue of The Financial Services Act 2012 (Mutual Societies) Order 2018 (S.I. 2018/323), art. 1, **Sch. 4 para. 11** (with art. 3)

the Office of the Information Commissioner;

the Charity Commission;

the Charity Commission for Northern Ireland;

the Office of the Scottish Charity Regulator;

the Office of Communications;

the Gas and Electricity Markets Authority;

the Northern Ireland Authority for Utility Regulation;

the Gambling Commission;

the National Crime Agency;

the Health and Safety Executive;

the Office for Nuclear Regulation;

the Health and Safety Executive for Northern Ireland;

the Food Standards Agency;

[[F9]the Gangmasters Labour and Abuse Authority**]**

F9 Words in Sch. 1 substituted (12.7.2016) by The Immigration Act 2016 (Consequential Amendments) Regulations 2016 (S.I. 2016/655), reg. 1, **Sch. para. 10**

F9 Words in Sch. 1 substituted (12.7.2016) by The Immigration Act 2016 (Consequential Amendments) Regulations 2016 (S.I. 2016/655), reg. 1, **Sch. para. 10**

the Security Industry Authority;

a local authority within the meaning of section 54(2) of the Act;

an official receiver appointed under section 399 of the Insolvency Act 1986 [F10] (appointment, etc., of official receivers);

F10 1986 c. 45; section 399 was amended by the Enterprise Act 2002 (c. 40), **Schedule 23**, paragraph 14 the Tribunals, Courts and Enforcement Act 2007 (c. 15), **Schedule 20**, paragraph 7 and the Crime and Courts Act 2013 (c. 22), **Schedule 9**, paragraph 93.