Draft Regulations laid before Parliament under section 65(5)(b) of the Statistics and Registration Service Act 2007, for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2012 No.

STATISTICS BOARD

The Statistics and Registration Service Act 2007 (Disclosure of Social Security and Revenue Information) Regulations 2012

Made - - - - ***

Coming into force in accordance with regulation 1

The Minister for the Cabinet Office makes these Regulations in exercise of the powers conferred by section 47(1)(a), (6)(b) and (7)(b) of the Statistics and Registration Service Act 2007(**1**).

In accordance with section 47(8)(b) and (c) of that Act these Regulations are made with the consent of the Treasury and the Secretary of State for Work and Pensions.

In accordance with section 47(9) of that Act the Minister for the Cabinet Office, the Treasury and the Secretary of State for Work and Pensions are satisfied that the disclosure authorised by these Regulations is required by the Statistics Board(**2**) to enable it to carry out the functions in relation to which the disclosure is authorised, and is in the public interest.

In accordance with section 47(12) of that Act the Treasury has consulted with the Commissioners for Her Majesty's Revenue and Customs.

In accordance with section 65(5)(b) of that Act a draft of these Regulations has been approved by resolution of each House of Parliament.

Citation and Commencement

1. These Regulations may be cited as the Statistics and Registration Service Act 2007 (Disclosure of Social Security and Revenue Information) Regulations 2012 and come into force on the day after the day on which they are made.

Interpretation

2. In these Regulations—

"the 2005 Act" means the Commissioners for Revenue and Customs Act 2005(**3**);

(**1**) 2007 c.18.
(**2**) The Statistics Board is established under section 1 of the Statistics and Registration Service Act 2007 (c.18).
(**3**) 2005 c.11.

"the 2007 Act" means the Statistics and Registration Service Act 2007;

"benefit" means a benefit within the meaning given in section 1(4) of the Social Security Administration Act 1992(**4**);

"Commissioners" means the Commissioners for Her Majesty's Revenue and Customs appointed under section 1 of the 2005 Act;

"revenue payment" means a payment of child benefit, child tax credit, national insurance contributions, or a working tax credit made or received in connection with the Commissioners' functions as set out in sections 5 to 7 of, and Schedule 1 to, the 2005 Act;

"unique individual identifier" means the number which—

(a) is assigned to an individual by the Secretary of State or the Commissioners; and

(b) does not, without additional information, identify the individual.

Disclosure of social security and revenue information

3. The Secretary of State may disclose the following information to the Statistics Board—

(a) the information set out in paragraphs (a) to (f) of regulation 5 in respect of an individual who received a benefit on or after 1st January 2001 and the information set out in paragraphs (h) to (j) of regulation 5 held in connection with that information; and

(b) the information set out in paragraphs (a) to (d) of regulation 5 received by the Secretary of State on or after 1st January 2001 in respect of an individual who has received assistance to select, train for, obtain and retain employment in pursuance of arrangements made under section 2 of the Employment and Training Act 1973(**5**).

4. The Commissioners may disclose to the Statistics Board the information set out in paragraphs (a) to (d) and (g) of regulation 5 in respect of an individual who made or received a revenue payment on or after 1st January 2001 and the information set out in paragraphs (h) to (j) of regulation 5 held in connection with that information.

5. The information referred to in regulations 3 and 4 is—

(a) the individual's—

(i) surname, and any former surname;

(ii) first name;

(iii) middle name or, if more than one, each middle name;

(iv) date of birth;

(v) date of death, if applicable;

(vi) gender; and

(vii) unique individual identifier;

(b) if the individual is, or was, married or formed a civil partnership on or after 1st January 2001, that information;

(c) in relation to each address in the United Kingdom at which the individual resides, or has resided, on or after 1st January 2001—

(i) the individual's full address including postcode; and

(**4**) 1992 c.5; section 1(4) was amended by the Jobseekers Act 1995 (c.18), section 41(4), Schedule 2 paragraph 38; it was further amended by the State Pension Credit Act 2002 (c.16) section 11, Schedule 1 Part 1 paragraphs 1 and 2; and was further amended by the Welfare Reform Act 2007 (c.5) section 28(1), Schedule 3 paragraph 10(1) and (2).

(**5**) 1973 c.50; section 2 was substituted by the Employment Act 1998 (c.38), section 25(1).