

Changes to legislation: Courts Act 2003, Cross Heading: Disclosure of information in connection with making of attachment of earnings order or application for benefit deductions is up to date with all changes known to be in force on or before 11 May 2024. 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

SCHEDULES

SCHEDULE 5

COLLECTION OF FINES ^[F1]AND OTHER SUMS IMPOSED ON CONVICTION]

Textual Amendments

- F1** Sch. 5: words in heading inserted (3.7.2006) by [The Collection of Fines \(Final Scheme\) Order 2006 \(S.I. 2006/1737\)](#), arts. 1, 5 (with transitional provision in art. 3)

Modifications etc. (not altering text)

- C1** Sch. 5 applied (with modifications) (temp. from 23.3.2004 for certain purposes, 29.3.2004 for certain further purposes, 5.4.2004 for all purposes to 31.3.2006) by [S.I. 2004/175](#), arts. 1-3, Sch. (as amended by [S.I. 2004/1406](#), arts. 3, 4; [S.I. 2005/487](#), arts. 4-6; [S.I. 2005/642](#), art. 2; [S.I. 2005/2410](#), art. 2; [S.I. 2005/3166](#), art. 2)
- C1** Sch. 5 modified (temp. from 27.3.2006 to 2.7.2006) by [The Collection of Fines \(Pilot Scheme\) and Discharge of Fines by Unpaid Work \(Pilot Schemes\) \(Amendment\) Order 2006 \(S.I. 2006/502\)](#), arts. 1(1)(b)(2), 5 (with transitional provision in art. 4)
- C1** Sch. 5 restricted (prosp.) by [Education and Skills Act 2008 \(c. 25\)](#), ss. 56-58, 173(4)
- C1** Sch. 5 applied (1.10.2009) by [Criminal Justice and Immigration Act 2008 \(c. 4\)](#), ss. 85(7)(b), 153; [S.I. 2009/2606](#), art. 2(f)

^[F1]PART 3A

DISCLOSURE OF INFORMATION, AND MEANING OF "RELEVANT BENEFIT" ETC]

Textual Amendments

- F1** Sch. 5 Pt. 3A heading inserted (11.12.2013) by [Crime and Courts Act 2013 \(c. 22\)](#), ss. 27(3), 61(3); [S.I. 2013/2981](#), art. 2(a)

^[F1]Disclosure of information in connection with ^[F2]making of attachment of earnings order or] application for benefit deductions

Textual Amendments

- F1** Sch. 5 paras. 9A-9C and cross-headings inserted (3.11.2008) by [Criminal Justice and Immigration Act 2008 \(c. 4\)](#), ss. 41, 153; [S.I. 2008/2712](#), art. 2, Sch. para. 6 (subject to arts. 3, 4)
- F2** Words in Sch. 5 para. 9A heading inserted (11.12.2013) by [Crime and Courts Act 2013 \(c. 22\)](#), ss. 27(4), 61(3); [S.I. 2013/2981](#), art. 2(a)

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- [^{F3}9A (1) The Secretary of State or a Northern Ireland department, or a person providing services to the Secretary of State or a Northern Ireland department, may disclose social security information to a relevant person.
- (1A) Her Majesty's Revenue and Customs, or a person providing services to the Commissioners for Her Majesty's Revenue and Customs, may disclose finances information to a relevant person.
- (1B) The disclosure authorised by sub-paragraph (1) or (1A) is disclosure of the information concerned for the purpose of facilitating the making, by the relevant court or a fines officer, of any of the following—
- (a) a decision as to whether to make an attachment of earnings order in respect of P,
 - (b) a decision as to whether to make an application for benefit deductions in respect of P, and
 - (c) such an order or application.
- (2) In this paragraph—
- “finances information” means information which—
- (a) is about a person's income, gains or capital, and
 - (b) is held—
 - (i) by Her Majesty's Revenue and Customs, or
 - (ii) by a person providing services to the Commissioners for Her Majesty's Revenue and Customs in connection with the provision of those services,
- or information which is held with information so held;
- “social security information” means information which is held for the purposes of functions relating to social security—
- (a) by the Secretary of State or a Northern Ireland Department, or
 - (b) by a person providing services to the Secretary of State, or a Northern Ireland Department, in connection with the provision of those services,
- or information which is held with information so held.
- (2A) The reference in sub-paragraph (2) to functions relating to social security includes a reference to functions relating to any of the matters listed in section 127(8) of the Welfare Reform Act 2012 (statutory payments and maternity allowances).
- (3) In this paragraph “relevant person” means a person who is appointed by the Lord Chancellor under section 2(1) or provided under a contract made by virtue of section 2(4).]]

Textual Amendments

F3 Sch. 5 para. 9A substituted (11.12.2013) by [Crime and Courts Act 2013 \(c. 22\)](#), **ss. 27(5)**, 61(3); [S.I. 2013/2981](#), **art. 2(a)**

Modifications etc. (not altering text)

C1 [Sch. 5 para. 9A](#) extended to S. and N.I. (11.12.2013) by [Crime and Courts Act 2013 \(c. 22\)](#), **ss. 27(13)**, 61(3); [S.I. 2013/2981](#), **art. 2(a)**

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 75(6) inserted by [2022 c. 35 Sch. 4 para. 3\(2\)](#)
- s. 76(2B) inserted by [2010 c. 26 Sch. 3 para. 14](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 3 Pt. 2 repealed (4.9.2013) without ever being in force by [2013 c. 22](#), s. 17(4) ; S.I. 2013/2200 art. 2(a))
- s. 81(6) inserted by [2022 c. 35 Sch. 4 para. 3\(3\)](#)
- s. 85EA(5) words substituted by [2022 c. 32 Sch. 11 para. 29](#)
- Sch. 5 para. 13(1)(ca) inserted by [2013 c. 22 s. 26\(3\)](#)

Commencement Orders yet to be applied to the Courts Act 2003

Commencement Orders bringing provisions within this Act into force:

- [S.I. 2005/547 art. 2](#) commences ([2003 c. 39](#))