

Elliot Green

From: Information Rights <informationrights@companieshouse.gov.uk>
Sent: 27 January 2025 11:40
To: Elliot Green
Subject: FOI 18-01-25/EH

Dear Elliot Green,

I refer to your email below in which you have requested information under the Freedom of Information Act 2000 (FOIA).

In relation to the Information Sharing (Disclosure by the Registrar) Regulations 2024, you have requested

1. The tests the Registrar will deploy to satisfy itself of a request under this secondary legislation.
2. How the Registrar will exercise its discretion in deciding whether disclosure will be provided.
3. The ambit of the information to which such requests will be considered.

As you have requested this information under the FOIA, I have considered if information is held which would answer these queries.

This information is not held. However, to be of assistance, all requests of this nature will be considered on a case-by-case basis. Companies House is in the process of producing a request form which will be shared with Insolvency Practitioners to make such requests. The form will be ready within the next few weeks. A direct Companies House email address will be provided which will be accessed by the team who will be carrying out the work.

I trust that this is of assistance, you have the right to request an internal review of the handling of your request for this information. You have two months from the date of this response to make a request for an internal review. You then have the option to escalate the matter to the Information Commissioner's Office www.ico.org.uk

General enquiries on this process can be directed to enquiries@companieshouse.gov.uk

Yours sincerely,

Information Rights Team
Companies House

From: Elliot Green <elliott.green@oliverelliott.co.uk>
Sent: 05 January 2025 11:34
To: Information Rights <informationrights@companieshouse.gov.uk>
Subject: The Information Sharing (Disclosure by the Registrar) Regulations 2024 - FOI request

***** This email came from an external source. Please be cautious. *****

Dear Sirs

This is a request under Section 1 and 10 of the Freedom of Information Act 2000.

The Information Sharing (Disclosure by the Registrar) Regulations 2024 enables an Insolvency Practitioner to seek out information the Registrar may have when considering certain legal proceedings. However, the terms

of this legislation do not appear mandatory for the Registrar given its use of the word “may” and that the Registrar must be “satisfied” about the request in order to make the desired disclosure.

As a result, this FOI request seeks confirmation of the existence of the following information and in such an event its provision:

1. The tests the Registrar will deploy to satisfy itself of a request under this secondary legislation.
2. How the Registrar will exercise its discretion in deciding whether disclosure will be provided.
3. The ambit of the information to which such requests will be considered.

I look forward to hearing from you.

Kind regards.

Elliot Green

Director



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Director: Elliot Green FCA FABRP VAT Number: 324072435 Insolvency Practitioner Number: 9260 Elliot Green is an Insolvency Practitioner Licensed by the Institute of Chartered Accountants in England and Wales.

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