

42. Minister to have access to information

- (1) In this regulation —
 - “**document**” includes any tape, disk or other device or medium on which information is recorded or stored mechanically, photographically, electronically or otherwise;
 - “**information**” means information specified, or of a description specified, by the Minister that relates to the functions of the IMO.
- (2) The Minister is entitled —
 - (a) to have information in the possession of the IMO; and
 - (b) where the information is in or on a document, to have, and make and retain copies of, that document.
- (3) For the purposes of subregulation (2) the Minister may —
 - (a) request the chief executive officer or the board to furnish information to the Minister;
 - (b) request the chief executive officer or the board to give the Minister access to information;
 - (c) for the purposes of paragraph (b) make use of the staff of the IMO to obtain the information and furnish it to the Minister.
- (4) A request under subregulation (3)(a) may specify a time before which the information is to be furnished.
- (5) The chief executive officer or the board is to —
 - (a) comply with a request under subregulation (3); and
 - (b) make staff and facilities available to the Minister for the purposes of subregulation (3)(c).
- (6) Where the chief executive officer or the board furnishes or gives access to information to the Minister, the Minister is to be advised whether or not in the opinion of the chief executive officer or the board the public disclosure of the information may adversely affect the commercial interests of the IMO or any other participant.