

SCHEDULES

SCHEDULE 3

AMENDMENTS: FINGERPRINTS, DNA PROFILES, ETC.

The Police and Criminal Evidence (Northern Ireland) Order 1989 (NI 12)

- 1.—(1) Article 53 (interpretation of Part 6) is amended as follows.
- (2) In paragraph (1) at the appropriate places in alphabetical order insert—
- ““Article 63B material” means fingerprints or DNA profiles to which Article 63B applies;
 - “DNA profile” means any information derived from a DNA sample;
 - “DNA sample means any material which—
- (a) has been taken by the police from a person—
 - (i) under a power conferred by Article 62 or 63; or
 - (ii) with the consent of that person, in connection with the investigation of an offence by the police;
 - (b) consists of or includes human cells; and
 - (c) was taken for the purpose of deriving a DNA profile from it.”.
- (3) After paragraph (3) insert—
- “(3A) In paragraph (3) the reference to the destruction of a sample does not include a reference to the destruction of a sample under Article 63P (requirement to destroy samples).
- (3B) Any reference in Articles 63D, 63E, 63N or 63R to a person being charged with an offence includes a reference to a person being informed that the person will be reported for an offence.”.