



2015 CHAPTER 9

PART 9

MISCELLANEOUS

*Personal samples, DNA profiles and fingerprints*

**Retention of DNA profiles or fingerprints: persons given a prosecutorial fine**

**85.** After Article 63K of the Police and Criminal Evidence (Northern Ireland) Order 1989 insert—

**“Retention of Article 63B material: persons given a prosecutorial fine notice**

**63KA.**—(1) This Article applies to Article 63B material which—

- (a) relates to a person who is given a prosecutorial fine notice under section 18 of the Justice Act (Northern Ireland) 2015, and
- (b) was taken (or, in the case of a DNA profile, derived from a sample taken) from the person in connection with the investigation of the offence (or one of the offences) to which the notice relates.

(2) The material may be retained—

- (a) in the case of fingerprints, for a period of 2 years beginning with the date on which the fingerprints were taken,
- (b) in the case of a DNA profile, for a period of 2 years beginning with—
  - (i) the date on which the DNA sample from which the profile was derived was taken, or

- (ii) if the profile was derived from more than one DNA sample, the date on which the first of those samples was taken.”.