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STATUTORY INSTRUMENTS

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**2004 No. 1500**

**The Criminal Justice (Northern Ireland) Order 2004**

**PART II**

**AMENDMENTS OF POLICE AND CRIMINAL  
EVIDENCE (NORTHERN IRELAND) ORDER 1989**

**Taking fingerprints without consent**

- 7.—(1) Article 61 of the 1989 Order (fingerprinting) is amended as follows.
- (2) For paragraphs (3) and (4) (taking of fingerprints without appropriate consent) substitute—
- “ (3) The fingerprints of a person detained at a police station may be taken without the appropriate consent if—
- (a) he is detained in consequence of his arrest for a recordable offence; and
- (b) he has not had his fingerprints taken in the course of the investigation of the offence by the police.
- (4) The fingerprints of a person detained at a police station may be taken without the appropriate consent if—
- (a) he has been charged with a recordable offence or informed that he will be reported for such an offence; and
- (b) he has not had his fingerprints taken in the course of the investigation of the offence by the police.”.
- (3) Paragraph (5) (authorisation to be given or confirmed in writing) shall cease to have effect.
- (4) In paragraph (7) (reasons for taking of fingerprints without consent) for “paragraph (3) or (6)” substitute “paragraph (3), (4) or (6)”.