

*These notes refer to the Protection of Freedoms Act
2012 (c.9) which received Royal Assent on 1 May 2012*

PROTECTION OF FREEDOMS ACT 2012

EXPLANATORY NOTES

THE ACT

Commentary on Sections

Part 5: Safeguarding vulnerable groups, criminal records etc.

Chapter 2 of Part 5: Criminal Records

Section 85: Inclusion of cautions etc. in national police records

345. **Section 85** amends section 27 of the Police and Criminal Evidence Act 1984 (“PACE”) so that cautions, reprimands and warnings are recorded on the Police National Computer (“PNC”) in exactly the same way as convictions. The PNC needs to hold all relevant records when applications for criminal record certificates and enhanced criminal record certificates are made so that relevant matters can be disclosed. This section will give the same statutory authority for putting cautions etc on the PNC as already exists for convictions