



# Anti-social Behaviour, Crime and Policing Act 2014

## 2014 CHAPTER 12

### PART 11

#### POLICING ETC

##### *Personal samples and DNA profiles*

#### **145 Power to retain fingerprints or DNA profile in connection with different offence**

- (1) For section 63P of the Police and Criminal Evidence Act 1984 (section 63D material obtained for one purpose and used for another) there is substituted—

##### **“63P Retention of 63D material in connection with different offence**

- (1) Subsection (2) applies if—
- (a) section 63D material is taken (or, in the case of a DNA profile, derived from a sample taken) from a person in connection with the investigation of an offence, and
  - (b) the person is subsequently arrested for or charged with a different offence, or convicted of or given a penalty notice for a different offence.
- (2) Sections 63E to 63O and sections 63Q and 63T have effect in relation to the material as if the material were also taken (or, in the case of a DNA profile, derived from a sample taken)—
- (a) in connection with the investigation of the offence mentioned in subsection (1)(b),
  - (b) on the date on which the person was arrested for that offence (or charged with it or given a penalty notice for it, if the person was not arrested).”

**Changes to legislation:** *Anti-social Behaviour, Crime and Policing Act 2014, Section 145 is up to date with all changes known to be in force on or before 02 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

- (2) The amendment made by subsection (1) applies even where the event referred to in subsection (1)(b) of the substituted section 63P occurs before the day on which this section comes into force.

**Commencement Information**

**I1** S. 145 in force at 13.5.2014 by [S.I. 2014/949](#), art. 3, **Sch. para. 13**

**Changes to legislation:**

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[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 102(2)(ba) inserted by [2022 c. 32 Sch. 11 para. 35\(2\)\(a\)](#)