



2015 CHAPTER 9

PART 9

MISCELLANEOUS

Personal samples, DNA profiles and fingerprints

Retention of personal samples that are or may be disclosable

87. In Article 63R of the Police and Criminal Evidence (Northern Ireland) Order 1989 (exclusions for other regimes)—

- (a) in paragraph (5) (material that is or may become disclosable to the defence) for “Articles 63B to 63O and 63Q” substitute “Articles 63B to 63Q”;
- (b) after that paragraph insert—

“(5A) A sample that—

- (a) falls within paragraph (5), and
- (b) but for that paragraph would be required to be destroyed under Article 63P,

must not be used other than for the purposes of any proceedings for the offence in connection with which the sample was taken.

(5B) A sample that once fell within paragraph (5) but no longer does, and so becomes a sample to which Article 63P applies, must be destroyed immediately if the time specified for its destruction under that Article has already passed.”.