

These notes refer to the Borders, Citizenship and Immigration Act 2009 (c.11) which received Royal Assent on 21 July 2009

BORDERS, CITIZENSHIP AND IMMIGRATION ACT 2009

EXPLANATORY NOTES

COMMENTARY

Part 3: Immigration

Section 51: Fingerprinting of foreign criminals liable to automatic deportation

195. **Section 51** amends section 141 of the 1999 Act to insert a provision to allow fingerprints to be taken from a person who is a foreign criminal within the meaning of section 32 of the UKBA 2007 and in respect of whom a decision is taken that the automatic deportation provisions in that Act apply.
196. The amendments operate by extending the definition of the existing category C person in respect of whom fingerprints may be taken under section 141 of the 1999 Act to include the foreign criminal as described in the above paragraph. The provisions of sections 141 to 146 of the 1999 Act which apply in relation to a category C person will apply accordingly.
197. Subsection (2) excludes dependants of a foreign criminal from the section 141 fingerprinting provisions.