

SCHEDULES

SCHEDULE 4

MINOR AND CONSEQUENTIAL AMENDMENTS

PART 3

CONSEQUENTIAL AMENDMENTS RELATING TO PART 2

Protection of Freedoms Act 2012 (c. 9)

- 29 In section 20 of the Protection of Freedoms Act 2012 (function of the Commissioner for the Retention and Use of Biometric Material to keep under review national security determinations)—
- (a) in subsection (2), in paragraph (a) after sub-paragraph (iv) insert—
 - “(iva) paragraph 46 of Schedule 3 to the Counter-Terrorism and Border Security Act 2019,”;
 - (b) in subsection (6), after paragraph (d) insert—
 - “(e) the retention and use in accordance with paragraphs 43 to 51 of Schedule 3 to the Counter-Terrorism and Border Security Act 2019 of—
 - (i) any material to which paragraph 43 or 49 of that Schedule applies (fingerprints, relevant physical data, DNA profiles and samples), and
 - (ii) any copies of any material to which paragraph 43 of that Schedule applies (fingerprints, relevant physical data and DNA profiles).”;
 - (c) in subsection (8)—
 - (i) omit “and” at the end of paragraph (a);
 - (ii) at the end of (b) insert “, and
 - (c) the reference in subsection (6)(e) to use of material, or copies of material, in accordance with paragraphs 43 to 51 of Schedule 3 to the Counter-Terrorism and Border Security Act 2019 includes a reference to use of material, or copies of material, in accordance with section 19C(2)(c) and (d) of the Criminal Procedure (Scotland) Act 1995.”