
Changes to legislation: There are currently no known outstanding effects for the National Security Act 2023, Paragraph 13. (See end of Document for details)

SCHEDULES

SCHEDULE 12

FINGERPRINTS AND SAMPLES

Requirement to destroy samples

- 13 (1) [This paragraph](#) applies to—
- (a) non-intimate samples taken under [paragraph 1](#), or
 - (b) samples taken under [paragraph 4\(2\)\(b\)](#) or [\(c\)](#).
- (2) Samples to which [this paragraph](#) applies must be destroyed if it appears to the responsible chief officer of police that the taking of the sample was unlawful.
- (3) Subject to this, the rule in [sub-paragraph \(4\)](#) or (as the case may be) [\(5\)](#) applies.
- (4) A DNA sample to which [this paragraph](#) applies must be destroyed—
- (a) as soon as a DNA profile has been derived from the sample, or
 - (b) if sooner, before the end of the period of 6 months beginning with the date on which the sample was taken.
- (5) Any other sample to which [this paragraph](#) applies must be destroyed before the end of the period of 6 months beginning with the date on which it was taken.
- (6) Nothing in [this paragraph](#) prevents a relevant search, in relation to samples to which [this paragraph](#) applies, from being carried out within such time as may reasonably be required for the search if the responsible chief officer of police considers the search to be desirable.

Commencement Information

- I1** Sch. 12 para. 13 not in force at Royal Assent, see 100(1)
- I2** [Sch. 12 para. 13](#) in force at 20.12.2023 by [S.I. 2023/1272](#), [reg. 2\(b\)](#)

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