

## 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.