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## STATUTORY INSTRUMENTS

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# 1995 No. 2993

## The Police (Amendment) (Northern Ireland) Order 1995

### PART II

#### Police Powers

##### **Powers of police to take intimate body samples**

**10.**—(1) Article 62 of the 1989 Order (regulation of taking of intimate samples) shall be amended as follows.

(2) After paragraph (1) there shall be inserted the following paragraph—

“(1A) An intimate sample may be taken from a person who is not in police detention but from whom, in the course of the investigation of an offence, two or more non-intimate samples suitable for the same means of analysis have been taken which have proved insufficient—

- (a) if a police officer of at least the rank of superintendent authorises it to be taken; and
- (b) if the appropriate consent is given.”.

(3) In paragraph (2)—

- (a) after the word “authorisation” there shall be inserted the words “under paragraph (1) or (1A)”; and
- (b) in sub-paragraph (a), for the words “serious arrestable offence” there shall be substituted the words “recordable offence”.

(4) In paragraph (3), after the words “paragraph (1)” there shall be inserted the words “or (1A)”.

(5) After paragraph (7) there shall be inserted the following paragraph—

“(7A) If an intimate sample is taken from a person at a police station—

- (a) before the sample is taken, an officer shall inform him that it may be the subject of a speculative search; and
- (b) the fact that the person has been informed of this possibility shall be recorded as soon as practicable after the sample has been taken.”.

(6) In paragraph (8) after the words “paragraph (7)” there shall be inserted the words “or (7A)”.

(7) In paragraph (9)—

- (a) after the word “urine” there shall be inserted the words “or a dental impression”; and
- (b) at the end there shall be inserted the words “and a dental impression may only be taken by a registered dentist”.

*Para. (8) rep. by 2000 c. 11*

**Changes to legislation:**

The Police (Amendment) (Northern Ireland) Order 1995, Section 10 is up to date with all changes known to be in force on or before 07 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- Instrument rev. in pt. (saving) (prosp.) by [1998 c. 32 s.74\(2\)\(3\)Schs.56](#)
- power to applied by [1997 c. 50 s.39\(2\)\(b\)](#)
- power to applied by [1997 c. 50 s.39\(2\)\(b\)](#)