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DRAFT STATUTORY INSTRUMENTS

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**2003 No.**

**The Immigration (Provision of Physical Data) Regulations 2003**

**Provision in relation to applicants under the age of sixteen**

4.—(1) An applicant under the age of sixteen shall not be required to provide a record of their fingerprints except in the presence of a person aged 18 or over who is—

- (a) the child's parent or guardian; or
- (b) a person who for the time being takes responsibility for the child.

(2) The person mentioned in sub-paragraph (1)(b) may not be—

- (a) an officer of the Secretary of State who is not an authorised person; or
- (b) an authorised person.

(3) An applicant under the age of sixteen shall not be required to provide a record of their fingerprints unless it has been confirmed by an authorised person that the applicant's decision to provide it will comply with regulations 4(1) and (2) and that confirmation has been ratified by a person designated for the purpose by the Secretary of State.

(4) This regulation shall not apply if the authorised person reasonably believes that the applicant is aged sixteen or over.