



# Police and Criminal Evidence Act 1984

## 1984 CHAPTER 60

### PART V

#### QUESTIONING AND TREATMENT OF PERSONS BY POLICE

#### [<sup>F1</sup>63L Retention of section 63D material: persons given a penalty notice

- (1) This section applies to section 63D material which—
- (a) relates to a person who is given a penalty notice under section 2 of the Criminal Justice and Police Act 2001 and in respect of whom no proceedings are brought for the offence to which the notice relates, and
  - (b) was taken (or, in the case of a DNA profile, derived from a sample taken) from the person in connection with the investigation of the offence to which the notice relates.
- (2) The material may be retained—
- (a) in the case of fingerprints, for a period of 2 years beginning with the date on which the fingerprints were taken,
  - (b) in the case of a DNA profile, for a period of 2 years beginning with—
    - (i) the date on which the DNA sample from which the profile was derived was taken, or
    - (ii) if the profile was derived from more than one DNA sample, the date on which the first of those samples was taken.]

#### Textual Amendments

- F1** S. 63L inserted (31.10.2013) by [Protection of Freedoms Act 2012 \(c. 9\)](#), **ss. 8, 120** (with s. 97); [S.I. 2013/1814, art. 2\(a\)](#)

**Status:**

Point in time view as at 31/10/2013. This version of this provision has been superseded.

**Changes to legislation:**

Police and Criminal Evidence Act 1984, Section 63L is up to date with all changes known to be in force on or before 04 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.