



Police Act 1997

1997 CHAPTER 50

PART V

CERTIFICATES OF CRIMINAL RECORDS, &C.

118 Evidence of identity.

- (1) The Secretary of State may refuse to issue a certificate under this Part, or to consider an application under section 117 [^{F1}or 120], unless the application is supported by such evidence of identity as he may require.
- (2) In particular, the Secretary of State may refuse to issue a certificate or consider an application unless the applicant—
 - (a) has his fingerprints taken at such place and in such manner as may be prescribed, and
 - (b) pays the prescribed fee to such person as may be prescribed.
- [^{F2}(2A) For the purpose of verifying evidence of identity supplied in pursuance of subsection (1) the Secretary of State may obtain such information as he thinks is appropriate from data held—
 - (a) by the United Kingdom Passport Agency;
 - (b) by the Driver and Vehicle Licensing Agency;
 - (c) by Driver and Vehicle Licensing Northern Ireland;
 - (d) by the Secretary of State in connection with keeping records of national insurance numbers;
 - (e) by such other persons or for such purposes as is prescribed.]
 - (3) Regulations dealing with the taking of fingerprints may make provision requiring their destruction in specified circumstances and by specified persons.
 - (4) Regulations prescribing a fee for the purposes of subsection (2)(b) shall make provision for a refund in cases of an application under section 117 where a new certificate is issued.

Status: Point in time view as at 01/07/2005. This version of this provision has been superseded.

Changes to legislation: Police Act 1997, Section 118 is up to date with all changes known to be in force on or before 26 July 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. (See end of Document for details)

Textual Amendments

- F1** Words in s. 118(1) inserted (1.7.2005 for S., 1.7.2005 for E.W., 1.4.2008 for N.I.) by [Serious Organised Crime and Police Act 2005 \(c. 15\)](#), [ss. 164\(2\)](#), [178\(4\)\(d\)\(8\)](#); [S.S.I. 2005/358](#), [art. 2\(c\)](#); [S.I. 2005/1521](#), [art. 3\(3\)\(a\)](#); [S.I. 2008/697](#), [art. 2\(b\)](#)
- F2** S. 118(2A) inserted (1.7.2005 for S., 1.7.2005 for E.W., 1.4.2008 for N.I.) by [Serious Organised Crime and Police Act 2005 \(c. 15\)](#), [ss. 164\(3\)](#), [178\(4\)\(d\)\(8\)](#); [S.S.I. 2005/358](#), [art. 2\(c\)](#); [S.I. 2005/1521](#), [art. 3\(3\)\(a\)](#); [S.I. 2008/697](#), [art. 2\(b\)](#)

Commencement Information

- I1** S. 118 in force at 1.3.2002 for E.W. by [S.I. 2002/413](#), [art. 2](#)
S. 118 in force at 25.4.2002 for S. by [S.S.I. 2002/124](#), [art. 4](#)

Status:

Point in time view as at 01/07/2005. This version of this provision has been superseded.

Changes to legislation:

Police Act 1997, Section 118 is up to date with all changes known to be in force on or before 26 July 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.