

*These notes refer to the Protection of Freedoms Act
2012 (c.9) which received Royal Assent on 1 May 2012*

PROTECTION OF FREEDOMS ACT 2012

EXPLANATORY NOTES

THE ACT

Commentary on Sections

Part 1: Regulation of biometric data

Chapter 1: Destruction, retention and use of fingerprints etc.

Section 6: Persons convicted of an offence outside England and Wales

92. **Section 6** inserts new section 63J into PACE. The existing sections 61 to 63 of PACE (as amended by section 3 of the 2010 Act) include provisions to take fingerprints and DNA samples from persons convicted of a qualifying offence outside England and Wales. New section 63J provides that section 63D material obtained under those provisions may be retained indefinitely.