
STATUTORY INSTRUMENTS

2011 No. 414 (C. 16)

POLICE, ENGLAND AND WALES

**The Crime and Security Act 2010
(Commencement No.3) Order 2011**

Made - - - - 14th February 2011

The Secretary of State makes the following Order in exercise of the powers conferred by section 59(1) of the Crime and Security Act 2010(1):

Citation

1. This Order may be cited as the Crime and Security Act 2010 (Commencement No.3) Order 2011.

Commencement

2. The day appointed for the coming into force of the following provisions in the Crime and Security Act 2010 is 7th March 2011—

- (a) section 1 (records of searches);
- (b) sections 2 to 5 (taking of fingerprints and samples: England and Wales);
- (c) section 6(1) (power to require attendance at a police station);
- (d) section 6(2), insofar as it inserts Schedule 2A, other than paragraphs 4 and 12, into the Police and Criminal Evidence Act 1984(2);
- (e) section 6(3) and (4); and
- (f) section 7 (definition of “qualifying offence”).

Home Office
14th February 2011

Nick Herbert
Minister of State

(1) 2010 c.17.
(2) 1984 c.60.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force on 7th March 2011 section 1 of the Crime and Security Act 2010. Section 1 amends section 3 of the Police and Criminal Evidence Act 1984 (c.60). The amendment reduces the amount of information that must be recorded following a stop and search encounter.

On the same date, this Order brings into force sections 2 to 7 of the Act. These provisions amend Part 5 of the Police and Criminal Evidence Act 1984 (questioning and treatment of persons by police).

Section 2 confers enhanced powers to take fingerprints and DNA samples. Section 3 creates similar powers in relation to qualifying offences committed outside England and Wales. Section 4 specifies the information that must be given on the taking of the material. Section 5 enables the police to use these fingerprints or samples to conduct speculative searches. Section 6 (which is commenced in part only) confers a power to require attendance at a police station for the purpose of taking fingerprints or samples. Section 7 sets out which offences fall within the definition of “qualifying offence.”

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I.No.</i>
Section 37	31st January 2011	2010/2989
Section 38	31st January 2011	2010/2989
Section 46	10th February 2011	2011/144