

**Changes to legislation:** There are currently no known outstanding effects for the Counter-Terrorism and Border Security Act 2019, Paragraph 29. (See end of Document for details)

## SCHEDULES

### SCHEDULE 4

#### MINOR AND CONSEQUENTIAL AMENDMENTS

#### PART 3

#### CONSEQUENTIAL AMENDMENTS RELATING TO PART 2

##### *Protection of Freedoms Act 2012 (c. 9)*

- 29 In section 20 of the Protection of Freedoms Act 2012 (function of the Commissioner for the Retention and Use of Biometric Material to keep under review national security determinations)—
- (a) in subsection (2), in paragraph (a) after sub-paragraph (iv) insert—
    - “(iva) paragraph 46 of Schedule 3 to the Counter-Terrorism and Border Security Act 2019,”;
  - (b) in subsection (6), after paragraph (d) insert—
    - “(e) the retention and use in accordance with paragraphs 43 to 51 of Schedule 3 to the Counter-Terrorism and Border Security Act 2019 of—
      - (i) any material to which paragraph 43 or 49 of that Schedule applies (fingerprints, relevant physical data, DNA profiles and samples), and
      - (ii) any copies of any material to which paragraph 43 of that Schedule applies (fingerprints, relevant physical data and DNA profiles).”;
  - (c) in subsection (8)—
    - (i) omit “and” at the end of paragraph (a);
    - (ii) at the end of (b) insert “, and
    - (c) the reference in subsection (6)(e) to use of material, or copies of material, in accordance with paragraphs 43 to 51 of Schedule 3 to the Counter-Terrorism and Border Security Act 2019 includes a reference to use of material, or copies of material, in accordance with section 19C(2)(c) and (d) of the Criminal Procedure (Scotland) Act 1995.”

#### Commencement Information

**II** Sch. 4 para. 29 in force at 13.8.2020 by S.I. 2020/792, reg. 2(i)

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