



## Operational Usage

- What can I do next??

When dealing with a suspect, Police need to satisfy themselves as to whom they are dealing with:



**Who are you?**



- Suspect responses to ID checks

"I've just moved"

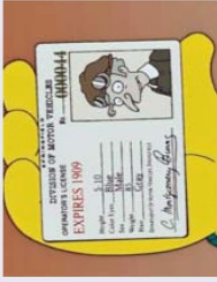
"I haven't got any ID with me"

"I've just bought the car"

"Non Comprendre?"

"Here's my driving licence/passport/bank cards."

**This can give you a problem**



## How can You check ID.

Using 'Traditional' methods, such as:-

- Voters register
- Documents (Credit card, Driving Licence, Passport, utility bills)
- Driver records
- Vehicle records
- Passport or other ID documentation
- PNC descriptive search



Lantern mobile fingerprinting has introduced what may be a widespread problem with authentic locally obtained

**What else needs to be said?**

**Honestly HHJ's stance is perverse on a level that defies belief. Children or a drunk in a pub would understand, let alone Clapham omnibus but seemingly HHJ not. Perplexing**

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The Power to take fingerprints....

### Section 61 of the Police and Criminal Evidence Act 1984

(as amended by section 9 of the Criminal Justice Act 2003 and the Serious Organised Crime and Police Act 2005 (Application and Modification of Certain Enactments to Designated Staff of SOCA) Order 2006)

... creates a power to take fingerprints without the appropriate consent whilst a person is **in police (or SOCA) detention**, in certain circumstances or with the authority of an inspector.

61(1) Except as provided by this section no person's fingerprints may be taken without the appropriate consent.

61(2) Consent to the taking of a person's fingerprints must be in writing if it is given at a time when he is at a police station. [The reference to being at a police station does not apply to the armed services.]

61(3) The fingerprints of a person detained at a police station [or under arrest - armed services only] may be taken without the appropriate consent if -

- (a) he is **determined in consequence of his arrest for a recordable offence**, and
- (b) he has not had his fingerprints taken in the course of the investigation of the offence by the police [or SOCA].

...arrest for a recordable offence...

# Essex Constabulary – Valid OD: Utility bills, Credit Cards


ESSEX POLICE

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ESSEX POLICE

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ESSEX POLICE

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**Section 117 Serious and Organised Crime and Police Act 2005**

(1) Section 61 of PACE (fingerprinting)

(6A) A constable may take a person's fingerprints without the appropriate consent if-

(a) the constable reasonably suspects that the person is committing or attempting to commit an offence, or **has committed** or attempted to commit **an offence**, and

(b) either of the two conditions mentioned in subsection (6B) is met.

(6B) The conditions are that-

(a) the **name** of the person is **unknown** to, and **cannot be readily ascertained** by, the constable;

(b) the constable has **reasonable grounds for doubting whether a name furnished by the person as his name is his real name**.

(6C) The taking of fingerprints by virtue of subsection (6A) does not count for any of the purposes of this Act as taking them in the course of the investigation of an offence by the police.

Does not count as a PACE print request.

... enacted 7<sup>th</sup> March 2011

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## No Match?

- What about 'No Match' checks
  - Resort to 'normal' methods of identification verification
- What if I get a 'MATCH' and the subject still disputes the identity given?
  - Can only be resolved by using LIVESCAN and having it verified by FPB.
- Beware - recent arrests may not be on the system
- Multiple checks
  - Ensure you can match the right return with the right subject.
  - Use the free text field
- Nothing you do with MobileID should prevent you from making an arrest if you feel it is justified.

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