



ANGUILLA

**ANGUILLA POLICE (AMENDMENT) ACT, 2013**

Published by Authority

I Assent

Christina Scott  
Governor

31/12/13  
Date

ANGUILLA

No. 12/2013

**ANGUILLA POLICE (AMENDMENT) ACT, 2013**

An Act to amend the Anguilla Police Act, R.S.A. c. A70.

[Gazetted: 31 December, 2013] [Commencement: Assent under section 57 of the Constitution]

ENACTED by the Legislature of Anguilla

**Insertion of new Section 26A**

1. The Anguilla Police Act is amended by inserting immediately after section 26 the following—

**“Power to take non-intimate samples**

26A. (1) It shall be lawful for a Gazetted Police Officer or for any police officer of or below the rank of Inspector who is authorized by the Commissioner of Police to take and record for the purposes of evidence, such non-intimate sample from any person where he suspects that that person, from the nature or character of the offence with which he is charged, has been previously convicted or has been engaged in crime and such non-intimate sample is required in the interest of justice.

(2) If any person charged as aforesaid refuses to submit to the taking of a non-intimate sample, he may be taken before the Magistrate and, if the Magistrate is satisfied that the suspicion of the Gazetted or other police officer is reasonably grounded on any of the considerations specified in subsection (1), he

may make such order with respect to the taking of a non-intimate sample of such person as he shall think fit.

(3) Where a non-intimate sample is taken from a person who has not previously been convicted of any criminal offence, and such person is discharged or acquitted by a court, the non-intimate sample and all records relating to that sample shall be forthwith destroyed in the presence of a Gazetted Police Officer or handed over to such person.

- (4) For the purposes of this section “non-intimate sample” means –
- (a) a sample of hair other than a pubic hair;
  - (b) a sample taken from a nail or from under a nail;
  - (c) a swab taken from any part of a person’s body other than a body orifice;
  - (d) a footprint or a similar impression of any part of a person’s body other than a part of his hand.

#### **Citation**

2. This Act may be cited as Anguilla Police (Amendment) Act, 2013.

Barbara Webster-Bourne

*Speaker*

Passed by the House of Assembly this 30<sup>th</sup> day of December, 2013.

Carmen A. Richardson

*Clerk of the House of Assembly*

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