

Legislation

ORDINANCE № IH-701 from 17.03.2011 on the procedure for police registration

Issued by the Minister of the Interior promulgated. SG. 27 of 1.04.2011 on

Section I

General

Art. 1 . This Regulation lays down rules for police registration.

Art. 2 . (1) Police registration activities in the processing of personal data of persons under Art. 3, which is implemented under the Ministry of Interior (LMI) to prevent, deter and detect crimes or activities related to national security and public order.

(2) Data from police registration stored in the MoI of art. 27.

(3) Information activities under this ordinance shall be exercised by art. 5 order determined by the LMI and regulations governing information activities within the Ministry.

Art. 3 . The police authorities made police registration of persons indicted for intentionally committed criminal offense.

Art. 4 . Police are not to subject to registration:

1. minors;
2. minors to which educational measures are imposed or delivered to impose corrective measures by the Commission to combat delinquency of minors.

Art. 5 . (1) police registration is made in:

1. Sofia Directorate of Interior (SDVR), the regional directorates of the Ministry of Interior (ODMVR) and regional offices (UR) to them;
2. Regional Directorate "Border Police" (RDGP) and border police stations (AMP) to the Chief Directorate "Border Police" (GDBP)
3. regional offices "Traffic Police" (RUTP) in "Transport Police" (OTP) to the General Directorate "Criminal Police" (GDCP).

(2) The investigating police officers carry out registration of persons under Art. 3 by employees performing expert and forensic work (forensic expert).

(3) Police registration of persons in pretrial proceedings, conducted in GDCP, Chief Directorate "Combating Organized Crime" (CDCOC) and the territorial units to CDCOC combating organized crime is carried out in SDVR, or ODMVR University, in whose area the person is involved as an accused.

Section II

Making police registration

Art. 6 . (1) Police registration is done by:

1. entry of personal data in the police register (Annex № 1)

2. entry of personal data for police registration card per person (Annex № 2)
3. drawing a picture in three positions under the rules of statistical signals photography;;
4. capture of fingerprints on fingerprint European map (Annex № 3);
5. seizure of samples of the oral cavity through a sterile kit for preparing a DNA profile with a registration card (Annex № 4).

(2) The number of police record under which the registration is completed on the map police registration of a person, the European fingerprint card, photograph and registration card for a DNA profile of a person.

Art. 7 . (1) police record must be kept in the structures of art. 5.

(2) The police record includes:

1. Police registration number - serial number from the register;
2. registration date;
3. number of pre-trial proceedings and the structure in which the investigation;
4. type of crime and qualification of the offense under the Penal Code (PC)
5. time of the crime - the date or period;
6. names, PIN / PNF of the registered person;
7. position, name, surname and signature of the official registration;
8. unique number (barcode) of the seized samples for a DNA profile of the person;
9. data for the removal of police registration - order number, date of capture and reason.

Art. 8 . (1) police registration card per person includes:

1. particulars of the person under Art. 3:

- a) PIN / PNF;
 - b) first, middle and last name - indicating a second first name or second forename, nickname (nickname), other known names the person or the names of the foreign citizen or person with multiple citizenship in) date and place of birth - please specify location, municipality, county, state,
 - d) nationality;
 - e) sex;
 - f) personal documents - indicating the type, number, issue date and the structure of the Interior, issued personal documents;
 - g) permanent address - specify region, municipality, location, boulevard / street number, apartment complex, the number / letter of the block, entrance floor apartment
 - h) address for - specify region, municipality, location, Boulevard / street number, apartment complex, the number / letter of the block, entrance, floor, apartment
2. Police registration data: the structure of art. 5, number and date of registration;
3. Data for a deliberate crime of general nature:
- a) the type and time of completion - the date or period;
 - b) a brief description of the offense;
 - c) qualification of the act under the Penal Code,
4. data on pre-trial proceedings:
- a) number of pre-date the formation and structure in which the investigation;
 - b) name and surname of the investigating officer;
5. fingerprint formula (MF),
6. fingerprint fingerprint of right index finger;
7. presence / absence of a photograph (marked by "X" in the box)
8. Public data criminal Registrar: title, name and surname and date of the registration;
9. serial number into the automated fingerprint identification system, AFIS (AFIS number) and DNA barcode;
10. data entry of police registration AIS 'Integrated Regional Policing "(IRPS): title, name and surname of the employee who entered the data, date of introduction

11. data capture police registration:

- a) number and date of the order for removal of registration;
- b) title, name and surname of the employee, Snell card;
- c) date of capture;
- d) the grounds for removal;

12. other data (description of person):

- a) eye color - specify color and features of the eyes: strabismus, blindness, lack of eye
- b) height in centimeters,
- c) special marks / tattoos - indicating the type, location, direction and give a brief description.

(2) The police registration card of a person must complete all information under par. 1.

(3) Upon completion of the police registration card of the person the names of persons are written in Cyrillic and Latin characters for personal documents.

(4) The figures under par. 1, item 12 should be written according to a list of terms "special marks / tattoos" and "features of the eyes" (Annex № 5).

(5) police registration card of a person stored in GDCP.

Art. 9 . (1) European fingerprint card contains:

1. personal particulars of the person who has committed registration Police:

- a) surname, name and surname;
- b) PIN / PNF;
- c) date of birth;
- d) sex;
- e) place of birth - state, county, municipality, location ,
- f) nationality;
- g) established identity - indicates whether the person has an established identity, or not;
- h) name and surname of parents,

2. Police registration data:

- a) structure, where the person is daktiloskopirano and date daktiloskopiraneto;
- b) the number of police registration date and
- c) a description of the crime and qualification of the offense under the Penal Code - brief details of the crime and which member CC,

3. serial number into the automated fingerprint identification system (AFIS number), fingerprint formula (MF) and seized samples of the DNA profile of the person;

4. images of fingerprints of the fingers of the right and left hand

5. control fingerprint (left arm, left and right thumb and right hand)

6. structural unit of the printing art. 5 and signature of the employee, completed fingerprint card;

7. fingerprint images from the palms of left and right hand.

(2) Copies of the European fingerprint card is kept in the Research Institute of Forensic Science and Criminology (RIFSC) and structures of art. 5.

Art. 10 . The registration card for a DNA profile of a person (Annex № 4) contains:

1. particulars of the person under Art. 3:

- a) name, surname,
- b) PIN / PNF,
- c) sex,
- d) ethnicity - in self,
- e) place of birth - state, county, municipality, location,
- f) a DNA profile - DNA barcode;

2. Police registration data:

- a) structure, employee, taken a sample date and
- b) serial number and date of the police registration;
- c) a description of the crime and qualification of the offense under the Penal Code - Enter brief details of the crime and which article the CC.

Art. 11 . (1) The constitution of the accused Detective Constable, a leading trial, completed in the police registration card data to a person under art. 8, para. 1, p. 1, 3 and 4.

(2) The investigating officer forwarded to the Public criminal person under Art. 3 for a description and photograph daktiloskopirane with police registration card per person.

(3) Expert Criminalist:

- 1. recorded data of art. 7, para. 2, items 1-8 in the police register;
 - 2. draw a picture in three positions under the rules of photography (right profile, full face and left three-quarters profile) and noted in the police registration card per person presence or absence of a photograph in accordance with Art. 13;
 - 3. record the image of the person names, PIN / PNF, place of birth, number and date of registration;
 - 4. lifted fingerprints from fingers and palms;
 - 5. completed fingerprint card and the European fingerprint displayed formula;
 - 6. establish and fill in the police registration card of a person specific characteristics of the person according to the requirements of Art. 8, para. 4,
 - 7. adds the card to police registration data of a person under art. 8, para. 1, item 2 and item 5-9,
 - 8. seized samples for DNA profile of individuals and reflects the DNA barcode in the police register, police registration card of a person as well as data on the registration card (Annex № 4).
- (4) The officer in the structural unit under Art. 5 entries for the police registration of the person in IRPS complete the registration card of the person police data under Art. 8, para. 1, p. 10.

Art. 12 . (1) police registration card of a person to fill in one copy and sent GDCP.

(2) European fingerprint card shall be prepared and filled in:

1. **UR - in 3 copies ,**

2. **SDVR, ODMVR, RUTP to OTP, RDGP and AMP to GDBP - 2 copies .**

(3) The documents referred to in Art. 8 and 9 are completed machine or the text is written in technical font.

Art. 13 . (1) police registration is made for attracting any person as an accused regardless of the previous one is completed and a new police registration card per person.

(2) New hand/fingerprint photographing and take if it is more than three years from the last existing registration .

(3) New photography is done before the expiration of three years from the last registration, once they are permanent changes to the registered person, as compared to using the latest picture from police registration.

Art. 14 . (1) In the event that there is no new hand/fingerprint art. 13, para. 2 hand/fingerprint right index fingerprint of the new police registration card must be checked against hand/fingerprint/footprint of an existing registration of the person.

(2) Where the public has no criminal hand/fingerprint print right index finger from a previous registration required footprint or SDVR ODMVR where there is reference in AFIS.

(3) police registration card of a person is saved fingerprint formula set out in the last hand/fingerprint face.

(4) Samples for DNA profile of the person be seized only if they are seized in a previous registration.

Art. 15 . (1) copy of the European fingerprint card fingerprint stored in a file in:

- 1. University and RUTP;

2. Scientific and Technical Laboratories (NTL), the basic scientific and technical laboratories (BNTL) in ODMVR department and "forensic expert activity" (OEKD) in SDVR;
3. RDGP and AMP to GDBP.
- (2) The fingerprints of the registered person compared to dactyloscopic traces found in the investigation of crimes remain unsolved, then copies of fingerprint cards are arranged under par. 1.
- (3) A copy of the fingerprint card and European map for police registration per person is due within seven days of entering the data in IRPS.
- (4) Photos from police registration is sent to be placed in IRPS within seven days SDVR, ODMVR, and AMP to RDGP GDBP by e-mail designed to target mailboxes in the file name to reflect the PIN, the registration number and structure, which it did.

Art. 16 . (1) Employees in SDVR, ODMVR, RW, RUTP, RDGP and AMP must enter data in IRPS police registration within seven days of receipt.

(2) A copy of the fingerprint card and European map for police registration of a person is sent in the central fingerprint file (TSDK) in Nikko, within fourteen days from the execution of police registration.

(3) seized DNA samples together with the registration card (Annex № 4) are sent to RIFSC within seven days after the police registration.

Art. 17 . (1) forensic expert-in Nikko, and SDVR ODMVR introduce fingerprint data and the registered person by the European fingerprint card database AFIS AFIS and record numbers of police registration card per person.

(2) Before ordering in fingerprint files and TSDK in Nikko is done comparing the fingerprints of the registered person hand/fingerprint traces entering the AFIS database.

(3) If an inconsistency between the input fingerprints and / or personal data of one person and those held for the same person in the database System AFIS, forensic expert under par. First inform the structure, which has made police registration and RIFSC GDCP. (4) In establishing the actual identity of the face structure of art. 5, which has made police registration, prepare a reasoned proposal for the removal of invalid official police registration. The person is indicted, police take a fresh registration under this Ordinance.

(5) police registration card is sent to a person of the structures under par. 1 in GDCP required within 20 days of completing her

Section III

Removal of police registration

Art. 18 . Police registration shall be removed upon written request of an interested person or ex officio order.

Art. 19 . (1) Removal of police registration is made after a reasoned request by the registered person or his heirs.

(2) The request under para. 1 shall be accompanied by documents certifying the existence of the grounds under Art. 160, par. 2 of LMI.

(3) Persons with police registration documents can be submitted under par. 1 and 2 in the structures of art. 5. Received documents are sent to the MoI structural units in which the registration.

(4) The head of the structure of art. 5, where the registration, order verification, and then sent a reasoned proposal GDCP art. 21, para. 1 with the documents annexed to it under par. 2 for the issuance of a written order for removal or refusal to waive the police registration.

Art. 20 . (1) removing the Police Service registration is performed when the structures of art. 5 is officially receive documents certifying the existence of grounds for removal under art. 160, par. 2 of LMI.

(2) Grounds for removal can be detected automatically and in a documentary or an automated information

fund of Ministry of Art. 27.

(3) The heads of the structures of art. 5 prepare a motivated proposal to issue a written order for removal of the official police registration to which the documents under para. 1.

(4) The proposal under par. 3 and attached documents are sent to GDCP.

(5) Service waiver under par. 2 is made on a proposal, determined by the Director of GDCP. Commission should order for waiver specified in para. 3.

Art. 21 . (1) Removal of police registration is made after making a reasoned proposal by the heads of the structures of art. 5.

(2) Police registration be revoked or denied taking her to the written order of the Minister of Interior or authorized by the officials.

(3) A copy of the order for removal or refusal to waive the police registration is forwarded to execution the structures of art. 5 and Nikko.

Art. 22 . (1) Removal of police registration is made after the issuance of an order under art. 21, para. 2.

(2) General Directorate "Criminal Police" deleted data under Art. 8, para. 1, p. 2, 3, 4, 8 and 10 for specific registration by crossing their police registration card of a person in a manner precluding their use, and fits the data under Art. 8, para. 1, p. 11.

(3) Where are committed other police registration of the person, personal data for police registration card of a person daktoformulite, AFIS number DNA barcode images are maintained.

(4) If the person has no other police registration card for the police registration of a person is destroyed in the manner determined by the Director of GDCP.

Art. 23 . (1) copy of the order of art. 21, para. 2 is sent to the structures of art. 5. (2) After receiving the copy of the order of art. 21, para. 2 employees of the structure, made police registration:

1. deleted data under Art. 7, para. 2, items 1-8 for the police in the police registration record by crossing a way which does not use them, and record the data of art. 7, para. 2, item 9 in it

2. deleted data under Art. 8, para. 1, item 2, 3, 4, 8 and 10 by deleting the entries in IRPS.

(3) If the person has no other police registration data under Art. 8, para. 1, p. 1 and 6 and save the images are deleted from the IRPS staff SDVR, ODMVR, RW, RUTP, RDGP and AMP.

Art. 24 . (1) copy of the order of art. 21, para. 2 is sent in Nikko, where the registration is deleted Police AFIS database and the National DNA database.

(2) Data under par. 1 is deleted in European fingerprint card in a manner precluding their use by record number and date of the order for removal of registration.

(3) Data of art. 10, para. 1, item 2 is deleted in the registration card (Annex № 4) in a manner precluding their use by record number and date of the order for removal of registration.

Art. 25 . Employees in the structures of art. 15, supporting the "fingerprint file", destroy the copies of the European fingerprint card to the person after the removal of all his police registration, this shall be drawn up.

Art. 26 . (1) The person filing the request for waiver of police registration under Art. 19, para. 1 shall be notified of the waiver or her refusal to waive the structure of the Ministry of address for.

(2) A certified copy of the order of art. 21, para. 2 is given to the person concerned under the Administrative Code. The service is certified by the signature of the person and date on a copy of the order sent to the structure of para. 1.

(3) The structure of the Interior under par. 1 returns within seven days GDCP:

1. copy of the order of art. 21, para. 2, signed by the person;

2. documents under par. 2, where the person under par. 1 is found at the address for service.

Section IV

Databases related to police registration

Art. 27 . Information about police registration data are stored in:

1. documentary databases - "Police register", "Police Registration Card file", "central fingerprint file" and "dactyloscopic files"
2. automated databases - AIS "Central Police Registry" (TRC), AIS "Integrated Regional Policing "(IRPS)," Automated Fingerprint Identification System - AFIS "and" National DNA Database."

Art. 28 . Data collections of art. 27 is kept in:

1. Chief Directorate "Criminal Police":
 - a) "Police Registration Card file" in the documentary archives species which are kept for police registration cards of people,
 - b) AIS "integrated regional police system "
2. National Institute of Criminalistics and Criminology:
 - a) "central fingerprint file", which kept European dactyloscopic cards of persons;
 - b) AIS "Automated Fingerprint Identification System - AFIS";
 - c) AIS "The National DNA Database";
3. Regional Directorate "Border Police" and the GPU to GDBP:
 - a) "police record" in a documentary form;
 - b) "fingerprint file", which are stored specimens of European dactyloscopic cards
 - c) AIS "integrated regional police system "
4. The "Communication and Information Systems" - AIS "Central Police Registry," which keep records of all police registration;
5. Sofia Directorate of Interior and ODMVR RW:
 - a) "police record" in a documentary form;
 - b) "fingerprint file", which are stored specimens of European dactyloscopic cards
 - c) AIS "integrated regional police system "
6. regional offices "Traffic Police" at the OTP in GDCP:
 - a) "police record" in a documentary form;
 - b) "fingerprint file", which are stored specimens of European dactyloscopic cards
 - c) AIS "integrated regional police system. "

Section V

Control

Art. 29 . Directors of GDCP, CDCOC, GDBP, RIFSC, SDVR ODMVR and supervise the implementation of this ordinance in the relevant structures of the Ministry.

Art. 30 . The heads of the structures of art. 5 control the lawful, complete and accurate completion of relevant records, maps and documents reflecting their IRPS and sending them in Nikko and GDCP.

TRANSITIONAL AND FINAL PROVISIONS

§ 1 . Ordinance is issued pursuant to Art. 59, para. 6 in connection with Art. 21, 11 of LMI.

§ 2 . Ordinance repeals Ordinance № 1187-IH 2007 on the procedure for police registration (SG. 56 of 2007).

file:///C:/Documents%20and%20Settings/Scott%20K/My%20Documents/Downloads/pol_reg.htm (this doc)

<http://www.kriminalist.info/2010s10.html>

<http://legalworld.bg/show.php?storyid=15655>

<http://www.lex.bg/bg/laws/ldoc/2135725420>

<http://www.bghelsinki.org/bg/publikacii/obektiv/georgi-bankov/2008-05/dnk-kartekata-na-blgariya/>

<http://old.bghelsinki.org/index.php?module=pages&lg=bg&page=obektiv15511>