

**21/2009. (VI. 19.) Regulation Enforcement
policing and the criminal records of biometric data for the transmission of data, as
well as finger and palm prints, and buy a mouth swab collection of detailed
technical rules**

The criminal records system, the European Union member states by the courts against Hungarian citizen registration of judgments, and criminal law enforcement and biometric data on the registration of the 2009th Act XLVII. 96th Law § (2) b) and c) of the authorization given to the Minister of Justice and Police duties and powers of the 164/2006. (July 28th) on the first regulation § h) of the responsibilities in acting in order as follows:

1. § Purposes of this Regulation:

- a) finger and palm prints* Lock palm print fragment finger and the crime scene, or traces of the offending object to the recording medium;
- b) finger and palm prints:* the finger and the palm of my criminal records system, the European Union member states by the courts against Hungarian citizen registration of judgments, and criminal law enforcement and biometric data on the registration of the 2009th Act XLVII. Act (hereinafter referred to as Bnytv.) 44 Defined in § crimes prosecutions under the person or Bnytv. 48th § on the basis of a criminal offense has been finally convicted person to add a;
- c) recording of DNA samples:* DNA profiles suitable for determining the DNA sample to the crime scene, or traces of the offending object to the recording medium;
- d) DNA samples:* DNA profiles suitable for determining the DNA sample to the Bnytv. 59th Defined in § crimes prosecutions under the person or Bnytv. 63rd § on the basis of a person convicted of an offense is finally recorded.

The finger and palm print capture, finger and palm prints for purchase, the DNA sample collection, recording, and the DNA sampling rules

2. § If an investigation by the Police,

- a)* the finger and palm prints and DNA samples used in the police criminal record technician
- b)* the participation of finger and palm prints and DNA samples of the suspect by the investigative authority and the designated sampling by a trained member is executed.

3. § (1) If an investigation by the Customs and Finance Guard performs,

- a)* the finger and palm prints and DNA samples recorded by the Customs and Finance Guard criminal phenomenon employed technician,
- b)* the participation finger and palm prints and DNA samples of the suspect investigative Customs and Finance Guard, dedicated and trained members of sampling executed.

(2) If the DNA sample (1) shall be defined way, the DNA samples of the Customs and Finance Guard for this purpose an agreement with health organizations sampling has been instructed by an employee for an additional fee.

4. § (1) If an investigation or prosecution by military police questioning, the record finger and palm prints, DNA sample to record the fingerprints and palm prints taken, and the DNA sample is established by competent police searches.

(2) If the finger and palm prints taken or DNA samples to prison prison serving his sentence convicted for a prison sentence after the start of criminal proceedings is required, the investigative prosecutor or military investigative authority of the custodial detention of prison searches.

(3) (1) and (2) shall be accompanied by the prosecutor or the investigating authority by the military, filled with a)

3. Annex finger print page two, and

b) the criminal records system of records for data communications standards on 20/2009. (VI. 19th). IRM 1 of Regulation Annex to supply this information to set "1 No form of data of the Criminal Procedure Acts "form (hereinafter referred to as No. 1 form) a copy.

(4) (1) of the request by the finger and palm print capture, the DNA sample recording of the finger and palm prints of it and DNA sampling - (1), pursuant to relevant police files belonging to the - the second Defined in § person.

(5) (2) upon request as the finger and palm prints of it and DNA sampling in executing a custodial sentence to prison and designated sampling carried out by trained members.

(6) (1) or (2) upon request as set out and recorded finger and palm prints or DNA samples to the relevant police station or prison detention prison - the first number of data along with - immediately sent to the requesting military prosecutor or investigating authority.

5. § (1) If the finger and palm prints or take a DNA sample in the fourth § takes place under the finger and palm prints for purchase, and the DNA sample in order to look for - the quote at large or in custody accused of ordering the production of the defendant - the prosecutor or the investigating authority for military action.

(2) the accused is in custody - the fourth § (2) Except in the case - the police produces.

6. § The finger and palm prints, DNA samples or sampling the host sentenced to prison and the selected sampling has been instructed by a member if

a) Bnytv. 50 Sentenced under § palm prints at or finger and

b) Bnytv. 65 Under § convicted to the determination of DNA profiles from mouth swabs feed the prison is sent to an expert body registry.

7. § (1) The finger and palm prints the first participation method of Annex and the DNA sampling in the second set out in Annex package containing a sampling unit and therein method.

(2) of the finger and palm prints during reception of the finger and palm prints in the third set out in Annex fingerprint form must be attached to the fingerprint card must be provided with an internal identification code.

(3) A DNA sample of the accused persons admitted to the mouth or break equation must be considered. The break-mouth inquiry should be collected using a sampling kit. Removed from the mouth of the breaks inquiry packet sampling unit should be returned to the sampling - the sampling unit is part of the package - a protocol to be completed by an internal identification code must be provided.

(4) Inadequate finger and palm prints for purchase, and the DNA sampling device impurities in the sample - a sample body's expense - should be repeated.

(5) 3 of this Regulation Annex to fingerprint sheet, and the DNA sampling of the minutes of the acting authority code and the crime figures under the title codes in the acting police questioning, investigating prosecutor or prosecutor's investigation of a single

criminal investigation and prosecution in criminal statistics on Enforcement provisions in accordance with the guidelines issued under spends out.

8. § (1) The finger and palm prints, DNA sample and the recording of the expert body registry tool and pre-approved manner.(2) of the finger and palm prints and DNA samples on the spot while recording pattern, and bearing traces of the offending object in the fourth specified in Annex, completed in accordance with an identification code and internal data sheet enclosed filing should be sent to an expert body.

(3) 4 of this Regulation accordance with Annex the competent body code data sheets and details of the crime under the title of the forum codes investigating authority, public prosecutor, investigator or prosecutor investigating a single criminal investigation and criminal prosecution statistics on Enforcement of the provisions in accordance with the guidelines issued pursuant to fill.

Disclosure of criminal records and biometric data for law enforcement

9. § (1) The fingerprint records for the data communications

a) applies to police, prosecutors, investigators and military authorities

aa) the third specified in Annex, completed in accordance with a code identifying the internal and fingerprint experts from page two copies of the registration entity for sending it,

ab) 8 § (2), as provided in

b) a penitentiary in the third specified in Annex, completed in accordance with a code identifying the internal and fingerprint experts from the registration page for the server by sendingmet.

(2) The communication of data

a) a reasonable suspicion of notification of the three - if the finger and palm prints for sale to the military prosecutor or investigating authorities made the request of five - working days,

b) the offense carried a custodial sentence has been finally judged immediately after admission,

c) the finger and palm prints is fixed, the fixation is made within three working daysExperts should meet the registration body.

10. § (1) The DNA profile records for the data communications

a) applies to police, prosecutors, investigators and military authorities

aa) of the sample kit and completed in accordance with an identification code and the internal protocol of the expert body registry by sending,

ab) 8 § (2) as provided in

b) a penitentiary in the sample kit and completed in accordance with an identification code and the internal protocol of the expert body registry sending it meets.

(2) The communication of data

a) a reasonable suspicion of notification of the three - if the DNA sample to the military prosecutor or the investigating authorities made the request of five - working days,

b) the offense carried a custodial sentence has been finally judged immediately after admission,

c) the DNA sample is fixed, the fixation is made within three working days
Experts should meet the registration body.

11. § (1) This Regulation 2009 enter into force on 30 June.(2) is repealed in the finger and palm prints for purchase, a photograph and DNA sampling rules of Decree 8 / 2000. II (16th) BM-IM-AM co-regulation.

1. Annex 21/2009. (VI. 19th) Law Enforcement Regulation

The finger and palm prints taking method

The finger and palm prints in the third sample as defined in Annex fingerprint fingerprint ink sheet process or a record of peer-approved electronic control device to print record to record.The electronic recording device recorded finger prints and palm prints one copy shall be delivered. The electronic recording device recorded finger prints and palm prints manuals for the equipment described is made.The paint process fingerprint sheet material made of at least 100 gramm/m² quality paper.

The two copies of fingerprint cards, pens, printed in block letters or typewritten, legible and shall be issued to the accused, as well as finger and palm prints recorder must be signed.

The finger and palm prints of the accused before taking up his hands with soap and warm water wash and dry should be abolished.

The inclusion of fingerprints fingers the color accent plate with the aid of the expense, and then - the first page of the appropriate form in boxes - the finger nail nail edge to edge to be made inverting.In and out of the rollover from the right thumb - especially along - the ending left little finger should be implemented.

The group prints the box thumbs one by one, the other fingers together, without the rollover must be placed on the paper.

If any finger prints can not be taken into consideration (absent, truncated etc), the reason must be indicated in the appropriate box.The left and right hand tenyérnyomatát 1-1 on a separate sheet to be recorded.

The palm prints add a roller to be implemented so that the leather ruffle fiber designs, and the palm of each part - the thumb pads and small pads, wrist over and above the fingers under the part and the palm in the middle - can be seen easily.

The finger and palm prints of the Forensic Research Institute, Department of Expert dactyloscopic be sent.

2. Annex 21/2009. (VI. 19th) Law Enforcement Regulation

The DNA sampling method

Sampling can be started in case if the previous twenty minutes, the accused is not food or drink is not consumed.

The DNA sample to ensure the overall system after opening the package should be checked any of the following completeness exist:

- 2 mouth swab to ensure an appropriate tool,
- 2 bar coded tubes,
- 1 small nylon bag,
- 1 bar-coded sticker,
- 1 pair of disposable gloves,

- 1 carton sample,
- 2 locking adhesive labels,
- 1 equipped with a barcode (used as a protocol) data sheet.

The data sheet in pen, in capital letters or typewritten, legible type:

- The defendant's name and surname, birth surname and first name, sex, date and place of birth, mother's maiden name and surname, personal identity number, last name and surname, nationality, place of residence,

- A description of the crime, the Criminal Code.
according to its status,

- The crime of place and time

- Acting in the name of the investigating authority, the registration number of the criminal case,

- A sampling time of the year, month and day is acknowledged. The information is sampled and the investigator accused must be signed.

The sampling officer of the unit pack disposable gloves must be worn throughout the sampling period.

A mouth swab to provide a means of sampling the surface of the mouth of the side wall of the defendant firm strokes over four or five times should be abolished.

The sampling device to sample carton designed for this purpose shall be placed in part, then the same process should be carried out sampling of the other tool.

The two break-mouth inquiry Boxes should be closed, and both must be affixed to the end of the stick-closing tag.

If the sampling device mouth swab to ensure the surface of a sample of the defendant's mouth other than the surface is in contact with the sample should be interrupted by the sample unit package will then not be used, the sampling unit package shall be sealed and returned to the Criminal Expertise and Research Institute. The sample should be using the new package. The sample collected after the completion of the waste and disposable gloves should be discarded in the garbage.

The completed form, a mouth swab feed containing cartons of 2 pieces of bar coded - the DNA profiles for laboratory determination to be used - tube together with the kit for transporting large bags should be placed, and the defendant's presence must be closed. A DNA sample of the Forensic Research Institute and shall be sent.

3. Annex 21/2009. (VI. 19th) Law Enforcement Regulation

MINTA

**UJJNYOMATLAP
FINGERPRINT CARD**

HUNGARY

Vezetéknév:

Surname:

Utónév:

Forename(s):

Leánykori név:

Maiden name:

Anyja neve:

Mother's name:

**Szakrendszeri (AFIS)
azonosító:**

AFIS code:

Iktatószám:

Reference number:

Belső azonosító:

Születési helye,

ideje:

Place, date of

Birth:

Eljáró hatóság:

Official:

P. H.

Neme:

Sex:

Állampolgársága, személyi

azonosító:

Nationality, PIN:

Ügyirat szám:

Number:

Bűncselekmény:

Offence:

Aláírás (terhelt, vétlen, sértett):

Signature:

Lakcím:

Address:

ÁTFORGATOTT UJJLENYOMATOK - ROLLED IMPRESSION

Jobb kéz - Right

1. Hüvelykujj -

Thumb

2. Mutatóujj -

Forefinger

3. Középujj -

Middlefinger

4. Gyűrűsujj -

Ringfinger

5. Kisujj -

Littlefinger

Bal kéz - Left

1. Hüvelykujj -

Thumb

2. Mutatóujj -

Forefinger

3. Középujj -

Middlefinger

4. Gyűrűsujj -

Ringfinger

5. Kisujj -

Littlefinger

Bal kéz együttes nyomata - Hüvelykujjak - Two

Left Hand

Thumbs

Jobb kéz együttes nyomata -

Right Hand

Ujjnyomatot vette:

Signature:

Dátum:

Date:

4. melléklet a 21/2009. (VI. 19.) IRM rendelethez

Adatközlés a bűncselekmények helyszínén és a bűncselekmény elkövetésének nyomait hordozó tárgyon rögzített ujj- és tenyérynymat, valamint DNS-profil nyilvántartásba vételére

1. Adatközlés

a daktiloszkópiai nyilvántartásba;

a DNS-profil-nyilvántartásba.

2. A bűncselekmény adatai:

Kód és megnevezés

**Btk. szerinti
minősítés**

Rendbeliség

**Elkövetési
hely**

Elkövetési idő

□□□□□□□□□□□□□□□□

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3. A nyilvántartásba vételt kezdeményező nyomozó hatóság adatai

3.1. Az eljáró szerv kódja és megnevezése: □□□□□□ -

3.2. A büntetőügy iktatószáma:

3.3. Az eljárásban rögzített bűnjeltárgy / bűnjelminta egyedi azonosítója:

.....

Kelt:, 200..... év hó nap

P. H.

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Az eljáró szerv képviselője

<http://www.1000ev.hu/index.php?a=3¶m=9756>