

MINISTRY OF INTERNAL AFFAIRS OF UKRAINE

N A K A

10.09.2009 N 390

Registered in the Ministry
Justice of Ukraine
October 15, 2009
for N 963/16979

About the statement of organization
functioning criminal record
Expert Service Ministry

According to the Decree of President of Ukraine from 18.01.2001 N 20 (20/2001) "On additional measures to prevent disappearances, to improve interaction between law enforcement and other authorities in their investigation," Resolutions of the Cabinet of Ministers of Ukraine dated 20.12.2006 N 1767 (1767 -2006-P) "Status of crime prevention programs for 2007-2009, from 20.06.2000 N 988 (988-2000-P) on the formation of the expert of the Ministry of Internal Affairs" (as amended), from 04.06.2003 N 877 (877-2003-P) "On approval of the Program in combating illicit trafficking in narcotic drugs, psychotropic substances and precursors for 2003-2010 (as amended) and to improve the efficiency of the criminal record of expert services MIA
N A K A ORDER:

1. Approve the instructions for the functioning of the criminal record of the expert services of the Ministry of Interior (attached).
2. Chief Directorates, Interior Ministry offices in the Autonomous Republic of Crimea, cities Kyiv and Sevastopol, on the railways to provide research and strict implementation of this Instruction.
3. The following invalid, the order Ministry of 14.01.94 N 190 (z0091-94) "On approval of Instruction on formation, maintenance and use of criminal record Forensic Center Internal Affairs of Ukraine, registered in the Ministry of Justice of Ukraine on 06.05.94 by N 91/300, and the order Ministry of 02.09.98 N 659 (z0132-99) "On approval of Instruction on a unified automated system of firearms registration number (small) weapons, stored and used in the Interior Ministry, at the facilities and permit system is in the personal use of citizens registered with the Ministry of Justice of Ukraine on 02.03.99 by N 132/3425.
4. State Research Center of Forensic expert (Krasnyuk IP) within five days after signing the order to ensure its submission to the state registration to the Ministry Justice of Ukraine.

5. Monitoring the implementation of an order by the Deputy Minister - Chief of Staff of the Ministry of Interior Lieutenant-General Police Verbenskoho MG, Deputy Minister - Head of Criminal Police Colonel General Police Evdokimova VM, Deputy Minister - Chief of Investigation Department Koliada P.V ., Deputy Minister - Chief of Police Public Security Police Lieutenant-General AI Savchenko the areas of activity.

6. Order announce personnel and units of the Interior of Ukraine.

7. This order shall come into force after its official publication.

Minister Yuri Lutsenko V.

APPROVED
Order of the Ministry
Internal Affairs of Ukraine
10.09.2009 N 390

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INSTRUCTIONS
with the operation of criminal
overview of the expert services of MIA of Ukraine

I. Terms

1.1. This manual defines the basic provisions to establish a system of registration of objects and (or) information about them, their application to the detection, investigation of crimes committed and crime prevention. The legal framework for the functioning of the formation, maintenance and use of) criminal record is the Constitution of Ukraine (254k/96-VR), laws of Ukraine, legal acts of the President of Ukraine and the Cabinet of Ministers of Ukraine, legal Acts Ministry, including this instruction.

1.2. Functioning criminal record based on the principles of legality, humanism, respect for human rights and freedoms of citizens, scientific validity, and completeness usebichnosti application of special knowledge.

Sources of forming a criminal record objects (their copies of the image) and (or) information about them coming from the inquiry, pretrial investigation, prosecution, courts, departments, according to current legislation are entitled to make operational and investigative activities, and the Ministry of Health of Ukraine (hereinafter - the Ministry of Health), Ministry of

Justice of Ukraine and other executive bodies, as well as the National Bank of Ukraine (hereinafter - the Bank).

1.3. Criminal record created in order to use them for prevention, detection, disclosure and investigation of crimes and other offenses in the implementation of operational search activity, inquiry and pretrial investigation, and to improve information support of expert studies.

1.4. Criminal record of expert services operate on three levels:

Central in the State Research

Expert and Forensic Center Ministry Ukraine (hereinafter - DNDEKTS) and which carried the central collection;

Regional - in research expert Crime facilities (hereinafter - NDEKTS) at the main management, Ministry of Autonomous Republic of Crimea, cities Kyiv and Sevastopol by rail (hereinafter - GUMVD, Internal Affairs, Police Department on railways), which maintained regional collections;

local (local cluster) - in units of the expert work of crime detection (hereinafter - EKZR) city, district, linear bodies of the Interior (hereinafter - MRLO) where being local (local cluster) collection.

Local shrubby accounting is in units

Forensic expert support of local, regional, linear bodies of internal affairs and is formed from objects

(copies, images) and (or) information about them, coming from two or more local, regional, linear bodies of internal affairs, serving a contiguous territory.

1.5. Criminal record include the following types:

trasolohichnyy accounting;

fingerprint records;

ballistic accounting;

Accounting swords;

accounting currency, forms, documents, securities and plastic cards;

record of persons on grounds of appearance;

vybuhotechnichnyy accounting;

fire-technical account;

records of narcotic drugs, psychotropic substances, their analogues and precursors;

Accounting genetic traits in humans;

accounting records of votes and the broadcasting entities;

record identification and marking of vehicles

details of documents (labels, seals, stamps);

registration materials, substances and products.

1.6. Accounting consist of operational and search and (or) information and reference collections.

1.6.1. Operations and search the collection are designed to obtain information about the

person involved in committing crime, identification, gun crime (vehicle, weapons, equipment, etc. that were used when prosecuting simply because of the crime), setting a common ancestral (group) membership materials and substances; other evidence that indicate a specific person of committing crimes, getting other information about the crimes committed and to prevent them.

Collections are made up of objects (their copies, images) and (or) information about them collected or received during a scene examination (hereinafter - WMD), carrying out other investigative, operational and search activities, etc. and received during Forensic daktylokart registration, photos and video, voice recording and broadcasting entities, DNA profiles.

Coordination with the formation of operational and search the collections entrusted to the heads of criminal police of the Interior (hereinafter - ATS).

The reliability and integrity of the materials provided for review, meets the requestor.

During the WMD and other investigative actions, operational investigative measures employees of the inquiry, pretrial investigation, operational units established a circle of people that have left traces and not associated with prosecuting simply because of crime (victims, their relatives, friends, employees of the ambulance, emergency services that arrive on the scene earlier supposed to groups, etc.). Workers of these units organized obtaining samples for testing (prints (prints) hands, shoes and other samples) and sending them to conduct in connection with prosecuting simply because of the crime of expert studies to exclude those with signs of withdrawn.

Direction of objects (their copies, images) for postavlennya (check) on the record only after conducting their research expertise.

After conducting expert studies of objects (their copies of images) workers, they were held, consisting registration card in accordance with the requirements of the Regulations then heads to NDEKTS GUMVD, Internal Affairs, the Office of Ministry of railways in routinely organized to review for appropriate types and levels of criminal overview of the expert services of MIA of Ukraine. The results of the inspection authorities informed inquiry units that carry out operational investigative activities.

Check for criminal record is established by written request form (Appendix 1) of the inquiry, units engaged in operational and investigative activities.

The results of such checks are issued in accordance with established forms (Annexes 2-5), which go check initiators.

In case of identity of objects or nevstanovlennya further action with them and order them referrals to higher collections and (or) the lower levels are regulated by Part II of this Manual.

If necessary, placing themselves in collections of objects (bullets, cartridges, counterfeit currency and other objects) the fact of their placing authorities informed inquiry and pretrial investigation on the prescribed form (Appendix 6).

1.6.2. The information collection for use of objects inserted into them during expert research, a scientific research and experimental-design development, upgrading technical and regulatory framework for forensic examination, the estimated training information, summarizing information about the causes and conditions of crime and other offenses in order to prevent them.

Collections are made objects of interest to operational performance, research and technical activities is the material evidence in criminal cases, which closed the proceedings and for which a court decision on their inclusion in collections and objects, received from agencies, organizations, enterprises regardless of

ownership.

Chiefs of NDEKTS provide a submission to the court applications for inclusion in collections of objects of interest to operational performance, research and technical activities the form given in Annex 7.

Courts refer to NDEKTS extracts from judgments in part to decide on the objects for which initiated the request for inclusion in their collections of criminal record.

1.6. Accounting consist of operational and search and (or) information and reference collections.

1.6.1. Operations and search the collection are designed to obtain information about the person involved in committing crime, identification, gun crime (vehicle, weapons, equipment, etc. that were used when prosecuting simply because offense); establish a joint Labor (group) membership materials and substances, other evidence which shows crime specific person and receive other information about the crimes committed and to prevent them.

Collections are made up of objects (their copies, images) and (or) information about them collected or received during a scene examination (hereinafter - WMD), carrying out other investigative, operational and search activities, etc. and received during Forensic daktylokart registration, photos and video, voice recording and broadcasting entities, DNA profiles.

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(Pages 19 & 20)

2.12. Accounting for the genetic traits in humans

2.12.1. Automated accounting genetic features of human functioning in the central and regional levels.

2.12.2. Accounting consists of operational and search the collections, which are conducted in accordance DNDEKTS and NDEKTS.

2.12.3. Operations and search the collection are made of DNA profiles:
persons suspected or accused of prosecuting simply because of the crimes, taken into custody, convicted in the case of their voluntary consent;
biological traces collected with WMD, including the facts of the disappearance of unknown persons of other investigative actions and operational-search activities;
unrecognizable corpses.

2.12.4. Central operatively-search collection is
in DNDEKTS and formed with DNA profiles of persons suspected or accused of prosecuting simply because of the crimes, taken into custody, convicted, biological traces collected in WMD, the investigation and
operational and search activities, unrecognizable corpses. DNA profiles obtained during the expert studies in DNDEKTS, NDEKTS, the State Institution Main Office forensic Health,

Crimean Republican establishment Bureau forensic examination, the Bureau of Forensic Kiev and Sevastopol urban, regional state administrations (hereinafter - the Bureau of CME).

2.12.5. Regional operational and search the collection maintained in NDEKTS and formed with DNA profiles of persons suspected or accused of prosecuting simply because of the crimes, taken into custody, sentenced

In the case of voluntary consent; biological traces collected in WMD, conduct other investigative actions and operational-search activities, unrecognizable corpses. DNA profiles obtained during expert research in NDEKTS, office CME.

2.12.6. Accounting subject to DNA profiles obtained through genetic analyzer and identified by a number of standard systems markers (STR-loci), which is only for expert laboratories according to the recommendations of the European network of scientific institutions Crime (ENFSI).

After the DNA profiles identified in subparagraph 2.12.3 of the Regulations, within three days filled

registration card DNA profile (Biological trace seized during a review of the crime scene or conduct other investigative actions and operational-search activities; corpse beyond recognition; Biological trace missing persons unknown, a sample of the accused, defendant, victim) (Annex 28), are sent to collections in accordance with sub 2.12.7, 2.12.8 of the Regulations.

2.12.7. Experts NDEKTS receipt at the time of DNA expert research accounts referred to in paragraph 2.12.3

This Instruction is carried out to test for regional collections on the territorial principle. When a negative result when checking registration cards filled in two copies, one of which is put on the record in the regional collection and the second sent to DNDEKTS for inspection and postavlennya registered in the central collection.

Experts DNDEKTS receipt at the time of DNA expert research accounts referred to in paragraph 2.12.3 of the Regulations, is to test for the central collection. When you receive when you check a negative result, to register card, which is placed on the register at the central collection.

2.12.8. Experts Bureau after the CME during the expert studies of DNA profiles referred to in paragraph 2.12.3 of the Regulations, registration cards are filled in one copy which is sent to the territorial principle to regional collections NDEKTS. When a negative result during the inspection made a copy of registration card, which is put on the record in the regional collection and the original sent to DNDEKTS for verification and registration in postavlennya central collection.

If you receive both state institutions of the Main Office forensic expert after the MOH study of DNA profiles referred to in paragraph 2.12.3 of this Instructions, they are filled registration cards in a single copy is sent to DNDEKTS for inspection and postavlennya registered in the central collection.

2.12.9. DNA profile may be deleted from the collection of the court.

2.13. Accounting votes and broadcasting rights

2.13.1. Accounting functions at central and provincial levels.

2.13.2. Accounting consists of IRS collections:

voice and speech, which are derived from the voice recording and broadcasting entities that

transmit messages (including deliberately false) about threats to people and other socially dangerous acts (hereinafter - anonymous Narrators);

votes and broadcasting entities, which are installed on the facts of communications (including false) about threats to people and other socially dangerous acts (hereinafter - the entity set).

2.13.3. Central and regional collections are derived from the records of messages with voice and speech anonymous announcers and voice recording and broadcasting established parties.

2.13.4. Record messages with voice and speech anonymous announcers are sent to the central and regional collections in analog form without the use of automatic