

Equality and Human Rights Impact Assessment (EqHRIA) Summary of Results

Policy / Practice	DNA Sampling and Retention SOP
Owning Department	National Systems Support
Date EqHRIA Completed	29/05/2018

Purpose of Policy / Practice	To provide guidance to Police Officers and Members of Police Staff in relation to the acquisition and retention of DNA samples in accordance with legislation.
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A. Summary of Analysis / Decisions - What the assessment found and actions already taken.

The practices outlined in this SOP will be carried out within the controlled environment of a Custody Suite or within a prison or restricted hospital where other measures and SOPs are in place to accommodate protected characteristic groups. These SOPs ensure that an appropriate gender of officer obtains a sample from the subject where there could be a consideration under Sex or Religion or Belief. They also ensure that the subject understands the sampling procedures where there could be a consideration of Race or Disability. This SOP specifically considered additional measures to accommodate such individuals in respect of DNA sampling. This identified an additional consideration when using powers to obtain sampling from subjects within a restricted hospital and ensure the subject's mental state is taken into consideration in consultation with their doctors before determining whether a sample should be taken. In addition this SOP potentially infringes Article 8 of the ECHR– this infringement was analysed and mitigated accordingly.

B. Summary of Mitigation Actions - What else we plan to do and how we are going to check that it has been done.

Owning Department will monitor changes in legislation/circumstances which may affect the SOP and assess how these changes may impact on the protected groups. In addition they will be responsible for the cyclical review of both SOP and EqHRIA.