



Inspector Dave Lockyear
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Your ref: **Our ref:**

1 April 2009

Mr John Anderson
request-7434-cd197ff4@whatdotheyknow.com

Dear Mr Anderson

REQUEST FOR INFORMATION REF: COL/09/55

I write in connection with your request for information dated 31 January 2009 in which you seek access to the following information:

On the 4th of December 2008 the European Court of Human Rights has delivered at a public hearing its Grand Chamber judgement in the case of S. and Marper v. the United Kingdom (application nos.30562/04 and 30566/04).

The Court held unanimously that "there had been a violation of Article 8 (right to respect for private and family life) of the European Convention on Human Rights" with regards to the UK Government holding DNA and fingerprints on innocent people.

As the UK Government has lost its case and was found to be unlawfully holding DNA and fingerprint details of innocent people I wish to know the following as of the 4th of December 2008:

- 1. How many DNA and fingerprint samples of innocent people have deleted?*
- 2. How many innocent people requested their DNA and fingerprint samples be deleted?*
- 3. If no DNA and fingerprint samples have been deleted I wish to know the reasons why, as the UK Government have been found to be in breach of innocent peoples human rights and this would be considered a crime in itself.*
- 4. As there is no right of appeal from a final decision made by the Grand Chamber when will the City of London Police Service be routinely be deleting records of innocent people?*

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Since the ruling to which you refer was made, two individuals have requested that their DNA and fingerprint records are deleted. Whilst this judgement has gone against the Government, it does not have any impact on the current fingerprint and DNA retention policy until the law is changed by Parliament. No DNA or fingerprint records will therefore be destroyed until the law is changed.

Please accept my apologies for the delay in replying to your request. Should you have any further questions, please contact me via e-mail, letter or telephone, quoting the reference number above.

Yours sincerely

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