

RACE RELATIONS ACT 1976
SECTION 19D MINISTERIAL AUTHORISATION

**Race Relations (Immigration and Asylum) (Comparison of Fingerprints) Authorisation
2006**

Signed 2/3/06

Coming into Operation 3/3/06

I make the following authorisation under section 19D(3)(a) of the Race Relations Act 1976:

Citation and coming into operation

1. This authorisation may be cited as the Race Relations (Immigration and Asylum) (Comparison of Fingerprints) Authorisation 2006 and shall come into operation on the day after it is made.

Interpretation

2. In this authorisation, "claim for asylum" has the meaning given in section 113 of the Nationality, Immigration and Asylum Act 2002.

Discrimination on the ground of nationality

3. (1) This paragraph applies when a person makes a claim for asylum.
(2) If the condition in paragraph 4 is satisfied, an immigration officer or the Secretary of State may, by reason of the person's nationality, transmit the person's fingerprint data to other States for comparison with fingerprint data held by those states to determine whether the person has:
 - (a) made a claim for asylum in another State;
 - (b) been granted refugee status in another State;
 - (c) been granted some form of subsidiary protection in another State; or
 - (d) been issued with a residence document in another State.

4 (1) The condition is that the person is, or claims to be, of a nationality which appears on a list of nationalities approved personally by the Minister for the purpose of this authorisation.

- (2) The list of nationalities shall comprise the top ten nationalities in terms of numbers of persons who have made a claim for asylum, or otherwise come to the attention of the Home Office, in the United Kingdom in the preceding three months and:
 - (a) who it is known have made a claim for asylum in another State;
 - (b) who it is known have been granted refugee status in another State;
 - (c) who it is known have been granted some form of subsidiary protection in another State;
 - (d) who it is known have been issued with a residence document in another State;

(e) in respect of whom, the provisions laid down in the Convention determining the State responsible for examining applications for asylum lodged in one of the Member States of the European Community (the Dublin Convention) or Council Regulation (EC) No 343/2003 otherwise apply.

Revocation etc.

5. The Race Relations (Immigration and Asylum) (Comparison of Fingerprints and Photographs) Authorisation 2004 is revoked.
6. This authorisation shall remain in force until revoked.

1 1976 c.74. Section 19D was inserted by section 1 of the Race Relations (Amendment) Act 2000 (c. 34).
2 2002 c.41.

Tony McNulty
Home Office
2/3/06

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