

PRESENTING FOR IDENTIFICATION

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When it is necessary to present a person for identification by a witness, victim, accused, or suspect, investigator first questions them about appearance and characteristic signs of such person and about circumstances under which the identifying person saw the person concerned, and then draws up a record of interrogation. If a witness or victim identifies the person, the former is admonished of criminal liability for knowingly misleading testimonies while the witness is also warned about criminal liability for refusal to testify. The person to be identified is presented to the identifying person together with other individual of the same sex and in number not less than three persons who don't have sharp differences in the appearance and outwear. Prior to present the person concerned for identification, such person is invited to take a place among other persons to be presented. The identifying person is asked to point at the person he/she should identify and explain by which signs he/she has identified him/her. On exceptional basis, when it is necessary to ensure protection of the identifying person, identification may be conducted out of visual observation of the person to be identified. The person who was presented for identification should be necessarily informed on the result of identification. In case of need, identification may be conducted by photos. A person is presented for identification in the presence of two attesting witnesses at least. When identification is conducted out of visual observation of the person to be identified, attesting witnesses should make sure that identification out of visual observation of the person to be identified is really possible and they should attest such identification.

If it is necessary to present an object for identification, investigator asks the identifying person about characteristic signs of this object, as well as about circumstances under which the identifying individual saw this object and draws up a record of interrogation. Whenever the identifying individual is a victim, the latter is warned about criminal liability for knowingly misleading testimonies while the witness is admonished of criminal liability for refusal to testify. The object to be identified is shown to the identifying person among other similar objects. The identifying individual is invited to point at the object which he/she is supposed to identify, and to explain by which signs he/she has identified the object concerned. Objects are produced for identification in the presence of two attesting witnesses at least. Objects presented for identification should be photographed.

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