



# Victims and Witnesses (Scotland) Act 2014

2014 asp 1

*Rules: review of decision not to prosecute*

## **4 Rules: review of decision not to prosecute**

- (1) The Lord Advocate must make and publish rules about the process for reviewing, on the request of a person who is or appears to be a victim in relation to an offence, a decision of the prosecutor not to prosecute a person for the offence.
- (2) Rules under subsection (1) may in particular make provision for or in connection with—
  - (a) the circumstances in which reviews may be carried out,
  - (b) the manner in which a request for review must be made,
  - (c) the information that must be included in a request for review,
  - (d) the matters to be taken into account by the Lord Advocate when carrying out reviews,
  - (e) the process to be followed by the Lord Advocate when carrying out reviews.
- (3) In this section, “prosecutor” means Lord Advocate, Crown Counsel or procurator fiscal.