



# Victims and Witnesses (Scotland) Act 2014 2014 asp 1

## *Restorative justice*

### **5 Restorative justice**

- (1) The Scottish Ministers may issue guidance about—
  - (a) the referral of a person who is or appears to be a victim in relation to an offence and a person who has or is alleged to have committed the offence to restorative justice services, and
  - (b) the provision of restorative justice services to those persons.
- (2) Any person, or description of person, prescribed by the Scottish Ministers by order must have regard to any guidance issued by the Scottish Ministers under subsection (1).
- (3) In this section, “restorative justice services” means any process in which the persons such as are mentioned in subsection (1)(a) participate with a view to resolving any matter arising from the offence or alleged offence with the assistance of a person who is unconnected with either person or the offence or alleged offence.
- (4) An order under subsection (2) is subject to the negative procedure.