



Victims and Witnesses (Scotland) Act 2014

2014 asp 1

Standards of service

2 Standards of service

- (1) Each person mentioned in subsection (2) must set and publish standards in relation to—
 - (a) the carrying out of the functions of the person mentioned in subsection (3) in relation to a person who is or appears to be a victim or witness in relation to a criminal investigation or criminal proceedings,
 - (b) the person's procedure for making and resolving complaints about the way in which the person carries out those functions.
- (2) The persons are—
 - (a) the Lord Advocate,
 - (b) the Scottish Ministers,
 - (c) the chief constable of the Police Service of Scotland,
 - (d) the Scottish Court Service,
 - (e) the Parole Board for Scotland.
- (3) The functions are—
 - (a) in the case of the Lord Advocate, functions relating to the investigation and prosecution of crime,
 - (b) in the case of the Scottish Ministers, functions relating to prisons and young offenders institutions and persons detained in them,
 - (c) in the case of any other person mentioned in subsection (2), any functions.
- (4) Before a person mentioned in subsection (2) (“the publisher”) publishes standards under subsection (1), the publisher must consult—
 - (a) every other person mentioned in subsection (2), and
 - (b) such other persons as appear to the publisher to have a significant interest in the standards.
- (5) The Scottish Ministers may by order—

Changes to legislation: There are currently no known outstanding effects for the
Victims and Witnesses (Scotland) Act 2014, Section 2. (See end of Document for details)

- (a) modify subsection (2),
 - (b) so far as is necessary or expedient in consequence of any modification made under paragraph (a), modify subsection (1), (3) or (6).
- (6) In this section—
- “prison” and “young offenders institution” have the meanings given by section 307(1) of the 1995 Act,
 - “victim” includes a prescribed relative of a victim.
- (7) In subsection (6), “prescribed” means prescribed by the Scottish Ministers by order.
- (8) An order under subsection (5) is subject to the affirmative procedure.
- (9) An order under subsection (6) is subject to the negative procedure.

Commencement Information

- I1** S. 2 in force at 13.8.2014 for specified purposes by [S.S.I. 2014/210](#), art. 2, **Sch.**
- I2** S. 2 in force at 30.1.2015 in so far as not already in force by [S.S.I. 2014/359](#), art. 2, **Sch.** (with art. 3)

Changes to legislation:

There are currently no known outstanding effects for the Victims and Witnesses (Scotland) Act 2014, Section 2.