



# Victims and Witnesses (Scotland) Act 2014

2014 asp 1

## *Interviews*

### **7 Interviews with children: guidance**

- (1) Subsection (2) applies where the persons mentioned in subsection (3) are jointly carrying out an interview with a child in relation to—
  - (a) criminal proceedings which have been instituted against some other person, or
  - (b) a matter which might result in criminal proceedings being instituted against some other person.
- (2) The persons must have due regard to any guidance issued by the Scottish Ministers about the carrying out of interviews with a child in relation to those matters.
- (3) The persons are—
  - (a) a constable,
  - (b) a social worker (as defined in section 77 of the Regulation of Care (Scotland) Act 2001).
- (4) The Scottish Ministers may by order modify subsection (3).
- (5) An order under subsection (4) is subject to the negative procedure.
- (6) In this section, “child” means a person under 18 years of age.