

These notes refer to the Domestic Violence, Crime and Victims Act 2004 (c.28) which received Royal Assent on 15 November 2004

DOMESTIC VIOLENCE, CRIME AND VICTIMS ACT 2004

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Part 3: Victims Etc

Hospital orders

Section 36: Victims' rights: preliminary

119. *Section 36* applies where the court convicts a person ("the patient") for a sexual or violent offence or makes a finding of insanity or unfitness to plead and then makes a hospital order with restrictions in respect of that patient. The local probation board must take reasonable steps to establish, as in *section 35*, if the victim of the offence wishes to make representations as to whether the patient should be subject to conditions in the event of his discharge from hospital. The board must also establish whether the victim wishes to receive information about those conditions in the event of his discharge.