



Victims and Prisoners Act 2024

2024 CHAPTER 21

PART 1

VICTIMS OF CRIMINAL CONDUCT

Information relating to victims

PROSPECTIVE

29 Information relating to victims: service police etc

After section 44E of the Police, Crime, Sentencing and Courts Act 2022 (inserted by [section 28](#) of this Act), insert—

“44F Application of this Chapter to service police etc

- (1) This Chapter applies in relation to a person mentioned in [subsection \(2\)](#) as it applies in relation to an authorised person, with the modifications specified in [subsections \(3\)](#) and [\(4\)](#).
- (2) The persons are—
 - (a) a member of the Royal Navy Police, the Royal Military Police or the Royal Air Force Police;
 - (b) a person designated by the Service Police Complaints Commissioner under regulation 36(2) of the Service Police (Complaints etc) Regulations 2023 ([S.I. 2023/624](#));
 - (c) a person who has been engaged to provide services consisting of or including the obtaining of information for the purposes of the exercise of functions by a person mentioned in paragraph [\(a\)](#) or [\(b\)](#).
- (3) [Section 44A](#) applies as if for subsection (6) there were substituted—

Status: This version of this provision is prospective.

Changes to legislation: There are currently no known outstanding effects for the Victims and Prisoners Act 2024, Section 29. (See end of Document for details)

- “(6) The reference in [subsection \(3\)\(c\)](#) to crime is a reference to conduct which constitutes one or more—
- (a) service offences within the meaning of the Armed Forces Act 2006, or
 - (b) SDA offences within the meaning of the Armed Forces Act 2006 (Transitional Provisions etc) Order 2009 ([S.I. 2009/1059](#)).”
- (4) [Section 44B](#) applies as if, in [subsection \(6\)](#)—
- (a) for the definition of “adult without capacity” there were substituted—

““adult without capacity”—

 - (a) in relation to England and Wales, means an adult who, within the meaning of the Mental Capacity Act 2005, lacks capacity in relation to a notice under this section;
 - (b) in relation to Scotland, means an adult (within the meaning of this section) who is incapable, within the meaning of the Adults with Incapacity (Scotland) Act 2000, in relation to a notice under this section;
 - (c) in relation to Northern Ireland, means an adult who, within the meaning of the Mental Capacity Act (Northern Ireland) 2016, lacks capacity in relation to a notice under this section;”;
 - (b) for the definition of “relevant authority” there were substituted—

““relevant authority”—

 - (a) in relation to England, means a county council, a district council for an area for which there is no county council, a London borough council or the Common Council of the City of London in its capacity as a local authority;
 - (b) in relation to Wales, means a county council or a county borough council;
 - (c) in relation to Scotland, means a council constituted under section 2 of the Local Government etc (Scotland) Act 1994;
 - (d) in relation to Northern Ireland, means an authority within the meaning of the Children (Northern Ireland) Order 1995 ([S.I. 1995/755 \(N.I. 2\)](#));”;
 - (c) for the definition of “voluntary organisation” there were substituted—

““voluntary organisation”—

 - (a) in relation to England and Wales, has the same meaning as in the Children Act 1989;
 - (b) in relation to Scotland, has the same meaning as in Part 2 of the Children (Scotland) Act 1995;
 - (c) in relation to Northern Ireland, has the same meaning as in the Children (Northern Ireland) Order 1995.””

Commencement Information

II S. 29 not in force at Royal Assent, see [s. 81\(2\)](#)

Status:

This version of this provision is prospective.

Changes to legislation:

There are currently no known outstanding effects for the Victims and Prisoners Act 2024, Section 29.