



Victims and Prisoners Act 2024

2024 CHAPTER 21

PART 2

VICTIMS OF MAJOR INCIDENTS

Functions and powers of advocates: general

PROSPECTIVE

41 Reports to the Secretary of State

- (1) The standing advocate must, in respect of each calendar year, report to the Secretary of State as to—
 - (a) the exercise of the standing advocate's functions in that year;
 - (b) such matters as the Secretary of State may require in writing;
 - (c) such other matters as the standing advocate considers relevant to their functions or the functions of another advocate.
- (2) A report under [subsection \(1\)](#) must be made by 1 July in the calendar year following the year in respect of which the report is made.
- (3) If the Secretary of State gives notice under [subsection \(4\)](#) to an advocate, the advocate must report to the Secretary of State—
 - (a) if specified in the notice, the advocate's opinions as to the treatment of victims in the course of an investigation, inquest or inquiry referred to in [section 39\(3\)](#);
 - (b) such other matters relating to the advocate's exercise of their functions as the Secretary of State specifies in the notice.
- (4) A notice under this subsection must specify—
 - (a) that the Secretary of State requires a report under [subsection \(3\)](#);
 - (b) the matters the Secretary of State requires the report to address.

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 41. (See end of Document for details)

- (5) The notice may require the advocate to report within such reasonable period as may be specified in the notice (or such other period as may be agreed).
- (6) A report made under [subsection \(3\)](#) may include any matters the advocate considers relevant to—
 - (a) a major incident in respect of which they are appointed, or
 - (b) in the case of the standing advocate, any major incident,whether or not the matters have been specified in a notice under [subsection \(4\)](#).
- (7) An advocate may, at their discretion and at any time, report to the Secretary of State such matters as the advocate considers relevant to—
 - (a) a major incident in respect of which they are appointed, or
 - (b) in the case of the standing advocate, any major incident.
- (8) If more than one advocate has been appointed in respect of the same major incident—
 - (a) the Secretary of State may give notice under [subsection \(4\)](#) in relation to the incident only to the lead advocate;
 - (b) only the lead advocate may make a report under [subsection \(7\)](#) in relation to the incident.

Commencement Information

II S. 41 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 41.