

## SCHEDULE

### Armed Forces Code of Practice for Victims of Crime

## PART 1

### Introduction

#### CHAPTER 5

Additional information for all those entitled to receive services under this Code

#### General

**23.** You are entitled to access services under the Code regardless of whether anyone has been charged or convicted of a criminal offence and regardless of whether you decide that you do not wish to cooperate with the investigation.

#### Commencement Information

**I1** Sch. para. 23 in force at 16.11.2015, see [reg. 1](#)

**24.** If, following an investigation, it is decided that you are not a victim of a criminal offence you or, where relevant, the family spokesperson will be informed by the relevant service provider that you are no longer entitled to services under this Code.

#### Commencement Information

**I2** Sch. para. 24 in force at 16.11.2015, see [reg. 1](#)

#### Commencement Information

**I1** Sch. para. 23 in force at 16.11.2015, see [reg. 1](#)

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#### Information provided under this Code

**25.** Where a service provider is required to communicate information to which a victim is entitled under this Code, this may be provided by posting or personally delivering a letter to your last known correspondence address given by you to the service provider, or sending an electronic message to the electronic contact details given by you to the service provider. Additionally, if written communication is not required, communication may be made by telephone call, audio-visual communication or a face to face meeting. The choice of communication method is to be determined by the service provider.

#### Commencement Information

**I3** Sch. para. 25 in force at 16.11.2015, see [reg. 1](#)

**Changes to legislation:** There are currently no known outstanding effects for the The Criminal Justice (Armed Forces Code of Practice for Victims of Crime) Regulations 2015, CHAPTER 5. (See end of Document for details)

**26.** Where there is a high number of victims involved in a case, or where otherwise appropriate in exceptional cases, the service provider may communicate information to which a victim is entitled under this Code through alternative channels such as the service provider’s website.

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**Commencement Information**

**I4** Sch. para. 26 in force at 16.11.2015, see [reg. 1](#)

**27.** Nothing in this Code requires a service provider to provide information where disclosure of that information:

- (1) could result in harm to a person;
- (2) could affect the proper handling of any criminal investigation or prosecution, or could otherwise prejudice any civil or criminal case; or
- (3) would, in the service provider’s view, be contrary to the interests of national security.

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**Commencement Information**

**I5** Sch. para. 27 in force at 16.11.2015, see [reg. 1](#)

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**Commencement Information**

**I3** Sch. para. 25 in force at 16.11.2015, see [reg. 1](#)

**I4** Sch. para. 26 in force at 16.11.2015, see [reg. 1](#)

**I5** Sch. para. 27 in force at 16.11.2015, see [reg. 1](#)

**Interpretation and translation**

**28.** If you do not understand or speak English, you are entitled to request interpretation into a language you understand:

- (1) when reporting a criminal offence(1);
- (2) when being interviewed by the Service Police or Commanding Officer exercising powers of investigation; and
- (3) when giving evidence as a witness.

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**Commencement Information**

**I6** Sch. para. 28 in force at 16.11.2015, see [reg. 1](#)

**29.** If you do not understand or speak English, you are entitled on request to translation of the following information:

- (1) the written acknowledgement of the reported crime;
- (2) where it is essential for the purposes of the interview, summary hearing, or court hearing to see a particular document that is disclosed to you, the relevant parts of the document;
- (3) the document informing you of the date, time and place of trial; and

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(1) You are entitled to report the crime in a language you understand or with the necessary linguistic assistance if you don’t speak English.

(4) the outcome of criminal proceedings where so entitled under this Code and at least brief reasons for the decision where available.

**Commencement Information**

**I7** Sch. para. 29 in force at 16.11.2015, see [reg. 1](#)

**30.** An oral translation or summary of the information in paragraph 28 may be provided, unless doing so would prejudice the fairness of the proceedings. The relevant service provider must ensure such interpretation or translation is available free of charge.

**Commencement Information**

**I8** Sch. para. 30 in force at 16.11.2015, see [reg. 1](#)

**31.** If you are unhappy with a decision not to provide interpretation or translation services, you are entitled to make a complaint to the relevant service provider. The relevant service provider must consider your request in accordance with the complaints procedure in Part 3, Chapter 8 (for adults) and Part 4, Chapter 8 (for children and young people).

**Commencement Information**

**I9** Sch. para. 31 in force at 16.11.2015, see [reg. 1](#)

**Commencement Information**

**I6** Sch. para. 28 in force at 16.11.2015, see [reg. 1](#)

**I7** Sch. para. 29 in force at 16.11.2015, see [reg. 1](#)

**I8** Sch. para. 30 in force at 16.11.2015, see [reg. 1](#)

**I9** Sch. para. 31 in force at 16.11.2015, see [reg. 1](#)

**What if my case is transferred to a civilian jurisdiction?**

**32.** Where the allegation made leads to a criminal investigation which is later transferred to a civilian jurisdiction, any person entitled to services as a result of the allegation having been made will cease to be entitled to further services under this Code from the date that jurisdiction is transferred provided that they are notified of the transfer of jurisdiction. Responsibility for support will then transfer to the civilian sector. Where there is a joint civilian/military investigation, the Code applicable to the lead agency will apply.

**Commencement Information**

**I10** Sch. para. 32 in force at 16.11.2015, see [reg. 1](#)

**What if I do not want to receive the services that I am entitled to under the Code?**

**33.** You may decide that you do not want some or all of the information or services you are entitled to under this Code or that you want to opt out of receiving these at a later date. If this is the case, you can discuss with the service provider how these entitlements are best tailored to your needs.

**Changes to legislation:** There are currently no known outstanding effects for the The Criminal Justice (Armed Forces Code of Practice for Victims of Crime) Regulations 2015, CHAPTER 5. (See end of Document for details)

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**Commencement Information**

**I11** Sch. para. 33 in force at 16.11.2015, see [reg. 1](#)

**34.** You may choose to opt back into receiving services under the Code at any time the case is under active investigation or prosecution.

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**Commencement Information**

**I12** Sch. para. 34 in force at 16.11.2015, see [reg. 1](#)

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**Commencement Information**

**I11** Sch. para. 33 in force at 16.11.2015, see [reg. 1](#)

**I12** Sch. para. 34 in force at 16.11.2015, see [reg. 1](#)

**What happens if I don't receive the services that I am entitled to under this Code?**

**35.** Part 3, Chapter 8 (for adults) and Part 4, Chapter 8 (for children and young people) of this Code sets out your entitlements if you wish to make a complaint about the services you have received.

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**Commencement Information**

**I13** Sch. para. 35 in force at 16.11.2015, see [reg. 1](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Criminal Justice (Armed Forces Code of Practice for Victims of Crime) Regulations 2015, CHAPTER 5.