**Form 26.2-A**

**Rule 26.2(1)**

**Child witness notice**

IN THE SHERIFF APPEAL COURT

CHILD WITNESS NOTICE

under section 12 of the Vulnerable Witnesses (Scotland) Act 2004

in the appeal in the cause

[A.B.] (designation and address)

PURSUER and [APPELLANT/RESPONDENT]

against

[C.D.] (designation and address)

DEFENDER and [RESPONDENT/APPELLANT]

1. The applicant is the appellant [*or* respondent].
2. The applicant has cited [*or* intends to cite] [E.F.] (*date of birth*) as a witness.
3. [E.F.] is a child witness under section 11 of the Vulnerable Witnesses (Scotland) Act 2004 [and was under the age of eighteen on the date of the commencement of proceedings.]
4. The applicant considers that the following special measure[s] is [are] the most appropriate for the purpose of taking the evidence of [E.F.] [*or* that [E.F.] should give evidence without the benefit of any special measure]:

(*specify any special measure(s) sought*).

1. The reason[s] this [these] special measure[s] is [are] considered the most appropriate is [are] as follows:

(*specify the reason(s) for the special measure(s) sought*).

[*or* The reason[s] it is considered that [E.F.] should give evidence without the benefit of any special measure is [are]:

(*explain why it is felt that no special measures are required*).]

1. [E.F.] and the parent[s] of [*or* [person[s] with parental responsibility for] [E.F.] has [have] expressed the following view[s] on the special measure[s] that is [are] considered most appropriate [*or* [the appropriateness of [E.F.] giving evidence without the benefit of any special measure]:

(*specify the view(s) expressed and how they were obtained*).

1. Other information considered relevant to this application is as follows: (*state briefly any other information relevant to the child witness notice*).
2. The applicant asks the Court to—
	1. consider this child witness notice; and
	2. make an order authorising the special measure[s] sought;

[*or* make an order authorising the giving of evidence by [E.F.] without the benefit of special measures.]

[A.B.] [*or* [C.D.]], Applicant

[*or* [X.Y.], Solicitor for Applicant (*insert business address of solicitor*)]