

## Statement on Restitution

When sentencing a person found guilty of a crime, a judge **may** order the person to pay money to make up for certain losses the victim experienced as a result of the crime. This order for payment of money is called restitution. Restitution is paid directly to the victim(s) of the crime by the person found guilty of the crime. Only the judge can make an order for restitution and that may only occur if an individual has been charged and either is found guilty or enters a guilty plea.

You have received this information because you may be a victim of a crime and have a financial loss as a result. It is important to remember that restitution can only be ordered by the judge if a person is charged and found guilty of the crime resulting in your financial loss. If no one is charged and found guilty, a judge will not consider your claim for restitution.

Completing this form does **not guarantee** that the person found guilty of the crime will be ordered to pay restitution to you. It also does **not guarantee** that the person will pay the money to you if an order is made by the judge.

A judge can order restitution for financial losses if the victim can provide **bills, receipts and written estimates** related to:

- Damaged or lost property due to the crime;
- Physical injury or psychological harm due to the crime which includes loss of income and support;
- Costs for temporary housing, food, childcare and transportation due to moving out of the offender's household (this only applies if a victim has moved because they had been physically harmed or threatened with physical harm due to the offence, arrest, or attempted arrest of the offender); and,
- Costs incurred by a victim of identity theft to re-establish their identity, and to correct their credit history and their credit rating

For the court to accept the value of the financial loss, you must provide proof. This could be a receipt, a bill or a written estimate of the damage.

The accompanying form provides you with a table to list your financial losses and costs. If you need extra space to list your damaged items or losses, add an extra sheet of paper to this form. Please attach your receipts, estimates and other proof of loss to the form.

This form should be submitted as soon as possible after a person is charged and must be completed prior to sentencing of an offender to avoid delays in court. Please **do not** submit the form and required documentation until you have collected all the details you want considered. Once you have fully completed the form and have all the required documentation, you may provide the information to: the police, Victim Services, or the Crown Attorney so that it is available for the judge to consider.



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If you need to speak with someone about making a request for restitution, you may contact:

**Victim Services:** Tel: (709) 729-7970 or [www.victimserviceshelp.ca](http://www.victimserviceshelp.ca)

**Royal Newfoundland Constabulary:** [contactrnc@rnc.gov.nl.ca](mailto:contactrnc@rnc.gov.nl.ca)

Northeast Avalon 709-729-8000 Corner Brook 709-637-4100

Labrador City 709-944-7602 Churchill Falls 709-925-3524

**Royal Canadian Mounted Police:**

Call your local detachment or telephone 1-800-709-RCMP (7267)

**Public Prosecutions:** 709-729-0509