

# YOU ARE SUSPECTED OF COMMITTING A CRIMINAL OFFENCE. WHAT TO EXPECT?

## SUMMARY

- The police investigates the shoplifting
- The department of Justice decides the penalty
- SODA will hold you responsible for the amount of € 181,- \*, possibly increased by the damage you caused

\* If you are under the age of 18 years old, SODA will hold you responsible for the amount of € 90,50, possibly increased by the damage caused by you.

**JUST NOW YOU WERE ADDRESSED BY THE STORE OWNER. YOU ARE SUSPECTED OF SHOPLIFTING. THE STORE OWNER NOTIFIED THE POLICE. THIS FOLDER DESCRIBES THE PROCEDURES INVOLVED.**

### **POLICE**

You have been arrested by the police on suspicion of a criminal offence, you will be interrogated about it. The police will investigate the shoplifting. The store owner has filed a report concerning your shoplifting.

### **JUSTICE DEPARTMENT**

After the police has finished their investigation, the justice department will determine your punishment. They can decide you will be punished. Your penalty can be a fine, time in jail or community service. The justice department can also decide to dismiss the case. This means that there are certain circumstances the justice department decides not to prosecute. There may be conditions.

### **LIABILITY**

The shoplifting has caused the store owner damage. The store owner has to arrange the handling of the shoplifting, which takes time away from the shop. According to article 162, Book 6 of Civilian Law, the perpetrator of an unlawful act, is obligated to reimburse the damage. This amount is established at € 181,- .

### **SODA**

The store owner holds you responsible for the indirect damage in the amount of € 181,-. This amount can be increased if other damages have occurred, in example damaged or unsellable goods. The shop owner has assigned the collection of the damages to: Service Organisatie Directe Aansprakelijkstelling (SODA). You will receive an invoice with payment instructions.

### **SHOPPING BAN**

Since you are a suspect of shoplifting, the store owner may choose to enforce a shopping ban for a period of time. A store owner has a right to decline customers. During that period of time you are not allowed in the store, if you do so, you are committing a criminal offense.

### **COOPERATION**

SODA is cooperating with the Dutch National Police in regards to the personal data of shoplifters. SODA receives your personal data for the sole purpose of the liability.

**It is important to know that the liability you receive is separate from any criminal settlement of justice.**