

SCOTTISH EXECUTIVE

# **Statistical Bulletin**

**Criminal Justice Series** 

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# DOMESTIC ABUSE RECORDED BY THE POLICE IN SCOTLAND, 1 JANUARY – 31 DECEMBER 2004

#### 1. Introduction

This bulletin presents statistics on domestic abuse, based on details of incidents of domestic abuse returned by the eight Scottish police forces in 2004. This is the sixth time such data have been centrally collated. Further details on the background and basis of the statistics are given in the Notes in the Annex.

The statistics presented in this bulletin are described as <u>incidents</u> of domestic abuse reported by the police. The bulletin reports the most serious crime/offence associated with each incident. It should be recognised that the statistics presented in this bulletin cover only the incidents of domestic abuse reported by the police - not all incidents of domestic abuse come to the attention of the police.



Chart 1 - Incidents of domestic abuse recorded by the police: Location of incident by gender of victim, where known, Scotland, 2004

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#### 2. Main points

- The police returned details covering 43,678 incidents of domestic abuse in 2004, a 10 per cent increase compared to the 39,643 incidents recorded in 2003. This continues the steady increase in incidents reported since 1999, when this bulletin was launched. Half of the incidents recorded in 2004 (21,795) led to the recording of a crime or offence.
- The most common crime or offence recorded in 2004 remained the offence of petty assault, 22 per cent (9,701) of all incidents, with breach of the peace, 17 per cent (7,309), the second most common.
- The overall incidence of domestic abuse reported to the police in Scotland was 860 per 100,000 population, compared to 784 per 100,000 in 2003.
- Incidents with a female victim and male perpetrator represented 88 per cent of all incidents of domestic abuse where this information was recorded. This percentage has gradually decreased since 1999 due to more incidents coming to police attention where the victim was male or part of a same sex couple.
- For those incidents where information was available on whether or not the victim had previously been reported as being a domestic abuse victim, 52 per cent of the cases involved known repeat victimisation.
- When looking at the incidence per 100,000 population, females are at most risk of being victims of domestic abuse when aged between 26 and 30 and males when aged between 31 and 35.
- Nearly 45 per cent of incidents of domestic abuse recorded by the police involved co-habitees or spouses, with more cases recorded relating to co-habitees (25 per cent) than to spouses (20 per cent). In 32 per cent of cases, the victim and perpetrator were ex-partners or ex-spouses. In 17 per cent of cases, the victim and perpetrator were in an on-going relationship but were not cohabiting. This pattern is similar to that shown in previous years.
- The overwhelming majority of incidents of domestic abuse took place in the home (91 per cent of all incidents where the location was recorded). This was more likely if the victim and perpetrator cohabited i.e. were a `spouse' or `co-habitee' (95 per cent of all incidents where location was recorded).

#### 3. Commentary

#### 3.1. Incidents of domestic abuse recorded by the police

- The police returned details covering 43,678 incidents of domestic abuse in 2003, a 10 per cent increase compared to the 39,643 incidents recorded in 2003. This continues the steady increase in incidents reported since 1999, when this bulletin was launched.
- Half (21,795) of the incidents led to the recording of at least one crime or offence. This represents a slight fall on the proportion recorded as crimes or offences last year, although only Grampian, Tayside, and Dumfries & Galloway (marginally) recorded a decrease. The decrease in Tayside's proportion is due to a return to the recording standards in use prior to last year, when non-SEJD crime codes were inadvertently converted to SEJD crime codes and included in the totals
- The most common crime or offence recorded in 2004 was the offence of petty assault, 22 per cent (9,701) of all incidents, followed by breach of the peace at 17 per cent (7,309) of all incidents.
- Crimes, which are generally regarded as more serious than offences, were recorded in respect of 10 per cent (4,497) of all incidents.
- Where a crime was recorded, it was most likely to be a crime against public justice (typically bail offences and resisting arrest), accounting for 4 per cent (1,754) of all incidents, or vandalism, accounting for just under 4 per cent (1,614) of all incidents. This is a reversal of the position in 2003, when vandalism was more common than crimes against public justice.





#### 3.2. Incidents of domestic abuse per 100,000 population

- The incidence of domestic abuse reported to the police ranged from 946 per 100,000 population in Strathclyde down to 558 in Northern, compared with an overall Scottish incidence of 860 per 100,000 population.
- The range may be partly explained by differences in police recording of domestic abuse incidents not classed as a crime or offence. However, when these are excluded the range is still substantial.

Grampian has the highest incidence (768 per 100,000 population), while Northern has the lowest (192 per 100,000 population).

• There was somewhat less variation between forces in the incidence of cases of domestic abuse which resulted in a referral to the procurator fiscal. These ranged from 372 per 100,000 population in Strathclyde down to 136 per 100,000 population in Tayside.

#### 3.3. Incidents of domestic abuse by gender of victim and perpetrator

- In 2004, the victim was female in 89 per cent of incidents of domestic abuse where the gender of the victim was recorded.
- The perpetrator was male in 89 per cent of incidents of domestic abuse where a perpetrator's gender was recorded.
- Incidents with a female victim and male perpetrator represented 88 per cent of all incidents of domestic abuse where this information was recorded. This percentage has gradually decreased since 1999 due to more incidents coming to police attention where the victim was male or part of a same sex couple.



Chart 3 - Incidents of domestic abuse recorded by the police, as a percentage of sex of victim and perpetrator by type of relationship, where known, Scotland, 2004

#### 3.4. Level of repeat victimisation

- For those incidents where information was available on whether or not the victim had previously been reported as being a domestic abuse victim, 52 per cent of the cases involved known repeat victimisation.
- Where the number of previous incidents was known, 37 per cent of cases involved a single previous incident, 30 per cent of cases involved two or three previous incidents, 13 per cent of cases involved four or five previous incidents, 12 per cent of cases involved between six and ten previous incidents and 8 per cent of victims had been reported as a victim on 11 or more previous occasions.

#### 3.5. Incidents of domestic abuse by age of victim and perpetrator

- The most frequent age group for victims is 41-50 for both females and males. This represents a change for females from 2003, when the most frequent age group was 31-35. For perpetrators, the most frequent age group for both females and males is 41-50.
- When looking at the incidence per 100,000 population, females are at most risk of being victims of domestic abuse when aged between 26 and 30 and males when aged between 31 and 35.
- The age of a victim of an incident of domestic abuse is likely to be very similar to the age group of the perpetrator; tending to be either in the same age group as the perpetrator or in the age group immediately below.

#### 3.6. Incidents of domestic abuse by relationship between victim and perpetrator

• Nearly 45 per cent of the incidents of domestic abuse recorded by the police involved co-habitees or spouses, with more cases recorded relating to co-habitees (25 per cent) than to spouses (20 per cent). In 32 per cent of cases, the victim and perpetrator were ex-partners or ex-spouses. In 17 per cent of cases, the victim and perpetrator were in an on-going relationship but were not cohabiting. This pattern is similar to that shown in previous years. However there is an apparent reversal of position for the 'Other' and 'Not recorded' groups. The increase in the numbers described as 'Other' is a result of Strathclyde using the term 'Other' where the police have not been able to establish the nature of the relationship.





#### 3.7. Location of incidents of domestic abuse

• The overwhelming majority of incidents of domestic abuse took place in the home (91 per cent of all incidents where the location was recorded). This was more likely if the victim and perpetrator cohabited i.e. were a `spouse' or `co-habitee' (95 per cent of all incidents where location was recorded).

- In all other relationships, excluding those who were a 'spouse' or 'co-habitee', the proportion of incidents taking place in a home dropped to 88 per cent or less of all incidents where location was recorded. This is a very similar pattern to that observed in previous years.
- Incidents of domestic abuse generally took place within the victim's home (including the joint home when the victim and perpetrator cohabited), regardless of the relationship between victim and perpetrator.

#### 3.8. Crimes and offences of domestic abuse, action taken by police

- In 63 per cent of crimes or offences recorded in Scotland following an incident of domestic abuse where the resulting police action was recorded, the case was referred to the procurator fiscal with a view to charges being brought against the offender. This is significantly higher than the 53 per cent recorded in 2003, though still down on the 66 per cent recorded in 2002. The increase in 2004 will result partly from the return to previous recording standards by Tayside alluded to in Section 3.1.
- In 6 per cent of cases in 2004 a police warning was given; 24 per cent of cases involved some other type of action and in 6 per cent of cases no further action was taken. This compares to 15 per cent of cases in which no further action was taken in 2003.
- The proportion of crimes and offences of domestic abuse referred to the procurator fiscal varied considerably. In Grampian the proportion was 20 per cent, in Dumfries and Galloway 37 per cent, while the proportions were 98 per cent in Central and 100 per cent in Northern. This variation, however, reflects the differences in police practice in recording a crime or offence following an incident of domestic abuse (see Note 5.2.5.). In general, police forces recording a higher proportion of incidents of domestic abuse as a crime or offence tend to refer lower proportions of these cases to the procurator fiscal.
- There was less variation between forces in the proportion of all incidents of domestic abuse which resulted in referral to the procurator fiscal, ranging from 15 per cent in Tayside to 39 per cent in Strathclyde.

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- Table 15:Incidents of domestic abuse recorded by the police and rate per 100,000 population, by<br/>council area, 1 January 31 December 2004

Dunifies &         Lothin &         Lothin &         Lothin &         Lothin &         Strathelyte         Tayside         Score           1.988         1,006 $2,575$ 4,482         7,724         1,557         2,482         7,724         1,557         2,482         7,724         1,557         2,482         7,724         1,557         2,482         7,724         1,557         2,482         7,724         1,557         2,482         7,724         1,557         2,482         7,724         1,557         2,482         7,734         1,557         2,482         7,734         1,557         2,482         7,734         1,556         3,482         455         455         456         155         4<5         538         8,197         538         8,197         538         455         455         536         156         15         53         53         53         53         53         53         53         53         53         53         53         53         53         53         53         53         54         54         53         54         54         54         54         54         54         54         54         54         54         54         54         54<	1 January - 31 December 2004 <sup>(1)</sup>	5								Number
1988 $1,006$ $2,575$ $4,402$ $7,724$ $1,557$ $20,804$ $3,462$ $599$ $700$ $1,298$ $4,026$ $2,573$ $556$ $10,947$ $10,56$ $290$ $200$ $1,298$ $4,026$ $2,573$ $556$ $10,947$ $528$ $21$ $6$ $19$ $4,026$ $2,573$ $556$ $51,97$ $528$ $21$ $6$ $19$ $4,02$ $7,734$ $1,557$ $51,97$ $528$ $21$ $1$ $2$ $2$ $2$ $2$ $2$ $2$ $2$ $21$ $1$ $8$ $14$ $27$ $3$ $42$ $6$ $2$ $2$ $2$ $14$ $27$ $3$ $322$ $30$ $6$ $2$ $2$ $14$ $27$ $3$ $42$ $6$ $2$ $2$ $2$ $2$ $2$ $2$ $2$ $2$ $2$ $2$		Central	Dumfries & Galloway	Fife	Grampian	Lothian & Borders	Northern	Strathclyde	Tayside	SCOTLAND
599         700         1,208         4,026         2,573         536         10,947         1,056           24         6         19         40         93         21         385         4,5           21         4         9         12         5         8         19         46           21         4         9         12         5         8         14         27         55         8,197         536           21         4         5         8         14         27         3         156         19           2         -	Total incidents	1,988	1,006	2,575	4,482	7,724	1,557	20,864	3,482	43,678
	Total crimes and offences (Of which reported to the procurator fiscal)	599 589	760 280	1,298 890	4,026 796	2,573 1,817	536 535	10,947 8,197	1,056 528	21,795 13,632
$ \begin{array}{cccccccccccccccccccccccccccccccccccc$	Non-secual crimes of violence	74	Y	10	40	93	21	385	45	553
$ \begin{array}{cccccccccccccccccccccccccccccccccccc$	Homicide		<b>-</b> -	9 69	· '	ç (1	1 '		} '	12
$ \begin{array}{cccccccccccccccccccccccccccccccccccc$	Serious assault	21	4	6	12	54	18	222	30	370
$ \begin{array}{cccccccccccccccccccccccccccccccccccc$	Other	ω	1	8	28	37	3	156	15	251
$ \begin{array}{cccccccccccccccccccccccccccccccccccc$	Crimes of indecency	4	v	×	14	<i>Γ</i> ζ		42	Y	100
$ \begin{array}{cccccccccccccccccccccccccccccccccccc$	Sexual assault	• 4	0 10	<b>,</b> ∞	14	27	9 (1)	38	9	105
$ \begin{array}{cccccccccccccccccccccccccccccccccccc$	Lewd & Libidinous practices	. 1	, I	, ,		i '	, '	) 1	, ,	
64 $20$ $154$ $180$ $177$ $35$ $929$ $73$ $64$ $20$ $154$ $180$ $177$ $35$ $929$ $73$ $64$ $20$ $152$ $176$ $177$ $35$ $922$ $70$ $91$ $3$ $150$ $102$ $377$ $4$ $991$ $112$ $90$ $3$ $145$ $97$ $345$ $4$ $991$ $112$ $90$ $3$ $145$ $97$ $345$ $4$ $991$ $112$ $1$ $  1$ $13$ $ 11$ $   70$ $90$ $3$ $145$ $97$ $345$ $4$ $991$ $112$ $ 112$ $  112$ $ 112$ $  112$ $  112$ $  112$ $           -$	Other	I	I	ı	ı	ı	ı	4	ı	4
	Crimes of dishonesty	•		34	69	29	1	143	17	293
$ \begin{array}{cccccccccccccccccccccccccccccccccccc$	Fire-raising, vandalism, etc.	64	20	154	180	177	35	929	73	1,632
	Fire-raising		I	2	4	2	ı	7	Э	18
91         3         150         102         377         4         991         112           90 $3$ $145$ $97$ $345$ $4$ $991$ $112$ 90 $3$ $145$ $97$ $345$ $4$ $958$ $112$ $1$ $ 5$ $2$ $18$ $ 19$ $   5$ $2$ $18$ $ 19$ $    2$ $11$ $13$ $ 11$ $ 11$ $ 11$ $ 11$ $ 11$ $ 11$ $  11$ $  11$ $ 11$ $  11$ $  11$ $  11$ $  11$ $            -$ <td>V andalism, etc.</td> <td>64</td> <td>20</td> <td>152</td> <td>176</td> <td>175</td> <td>35</td> <td>922</td> <td>70</td> <td>1,614</td>	V andalism, etc.	64	20	152	176	175	35	922	70	1,614
$\begin{array}{cccccccccccccccccccccccccccccccccccc$	Other crimes	91	3	150	102	377	4	991	112	1,830
$ \begin{array}{cccccccccccccccccccccccccccccccccccc$	Crimes against public justice <sup>(2)</sup>	90	ŝ	145	76	345	4	958	112	1,754
-       -       -       1       13       -       13       -         -       -       -       2       1       1       1       -       13       -         -       -       -       2       1       1       2       1       -       13       -       13       -       1       -       1       -       -       1       -       -       1       -       1       1       -       1       1       -       1       1       -       1       1       -       1       1       -       1       1       -       1       1       -       1       1       -       1       1       -       1       1       -       1       1       -       1       1       -       1       1       -       1       1       -       -       1       1       -       -       1 <td< td=""><td>Handling an offensive weapon <math>^{(3)}</math></td><td>1</td><td></td><td>5</td><td>2</td><td>18</td><td>'</td><td>19</td><td>ı</td><td>45</td></td<>	Handling an offensive weapon $^{(3)}$	1		5	2	18	'	19	ı	45
- $  2$ $   -$	Drugs	1	I	1	1	13	I	13	I	27
416       726       933       3,621       1,864       472       8,457       803 $279$ $326$ $644$ $1,292$ $1,529$ $252$ $5,124$ $255$ $137$ $392$ $289$ $2,236$ $309$ $220$ $3,217$ $509$ $      2$ $ 2$ $       2$ $  -$	Other	I	I	ı	2	1		1		4
279     326     644     1,292     1,529     252     5,124     255       137     392     289     2,236     309     220     3,217     509       -     -     -     -     5     -     2     -       -     -     -     -     5     -     2     -       -     -     -     -     -     2     2     -       -     -     -     -     -     2     -     -       -     -     -     -     -     2     -     -       -     -     -     -     -     -     114     39       -     -     -     -     -     -     -     -       -     -     -     -     -     -     -     -       -     -     -     -     -     -     -     -       -     -     -     -     -     -     -     -       -     -     -     -     -     -     -     -       -     -     -     -     -     -     -     -       -     -     -     -     -     -     - <td>Miscellaneous offences</td> <td>416</td> <td>726</td> <td>933</td> <td>3,621</td> <td>1,864</td> <td>472</td> <td>8,457</td> <td>803</td> <td>17,292</td>	Miscellaneous offences	416	726	933	3,621	1,864	472	8,457	803	17,292
137     392     289     2,236     309     220     3,217     509       -     -     -     -     5     -     2     -       -     -     -     -     -     5     -     2       -     -     -     -     -     2     -     -       -     -     -     -     93     21     -     114     39       -     -     -     -     -     93     21     -     114     39       -     -     -     -     -     -     -     -     114     39       -     -     -     -     -     -     -     -     -     -       -     -     -     -     -     -     -     -     -     -     -       1389     246     1.277     456     5.151     1.021     9.917     2.426	Petty assault	279	326	644	1,292	1,529	252	5,124	255	9,701
-     -     -     5     -     2     -       -     8     -     93     21     -     114     39       -     8     -     93     21     -     114     39       -     8     -     93     21     -     114     39       -     -     -     -     6     -     -     -       1389     246     1277     456     5151     1021     9917     2426     21	Breach of the peace	137	392	289	2,236	309	220	3,217	509	7,309
- 8 - 93 21 - 114 39 6 1389 246 1.277 456 5151 1.021 9.917 2.426 21	Drunkenness	•	ı	'	ı	S	'	2	·	7
	Other	I	8	I	93	21	ı	114	39	275
1.389 246 1.277 456 5.151 1.021 9.917 2.426	Motor vehicle offences					9	ı	ı	·	6
	Behaviour not leading to recording a crime or offence	1,389	246	1,277	456	5,151	1,021	9.917	2,426	21,883

Conversion of the recording of a crime of offence may also differ.
 These differences influence the proportion of incidents which lead to the recording of a crime or offence, as well as the proportion of crimes and offences reported to the procurator fiscal.
 Does not include breach of a matrimonial interdict.
 Reclassified in 2002 as other than a crime of violence.

Incidents of domestic abuse recorded by the police, as a percentage of total incide	nts
SCOTLAND, 1999 - 2004	

Table 1(a) Percentage

5C01EAND, 1777 - 2004			SCOT	LAND	-	Tereentage
	1 April - 31 December 1999	1 January - 31 December 2000	1 January - 31 December 2001 <sup>(3) (4)</sup>	1 January - 31 December 2002 <sup>(4)</sup>	1 January - 31 December 2003	1 January - 31 December 2004
Total incidents	100.0	100.0	100.0	100.0	100.0	100.0
Total crimes and offences	42.0	39.6	41.4	40.7	52.0	49.9
(Of which reported to the pocurator fiscal)	25.1	27.9	26.4	26.9	25.2	31.2
Non-sexual crimes of violence	1.5	1.9	1.6	1.7	1.7	1.4
Homicide	*	*	*	*	*	*
Serious assault	1.1	1.0	1.0	1.0	0.9	0.8
Other	*	0.8	0.6	0.7	0.8	0.6
Crimes of indecency	*	*	*	*	*	*
Sexual assault	*	*	*	*	*	*
Lewd & Libidinous practices	*	-	*	*	*	-
Other	-	*	*	-	*	*
Crimes of dishonesty	*	*	*	*	*	0.7
Fire-raising, vandalism, etc.	1.7	2.6	2.8	2.8	3.2	3.7
Fire-raising	*	*	*	*	*	*
Vandalism, etc.	1.6	2.6	2.8	2.7	3.2	3.7
Other crimes	1.6	1.8	1.6	2.2	3.0	4.2
Crimes against public justice (1)	1.4	1.7	1.5	2.1	2.8	4.0
Handling an offensive weapon <sup>(2)</sup>	*	*	*	*	*	*
Drugs	*	*	*	*	*	*
Other	-	-	-	*	*	*
Miscellaneous offences	37.1	32.8	34.9	33.4	43.3	39.6
Petty assault	20.9	18.7	19.1	18.6	23.8	22.2
Breach of the peace	16.1	14.1	15.5	14.1	18.8	16.7
Drunkenness	*		*	*	*	*
Other	*	*	*	0.6	0.7	0.6
Motor vehicle offences	*	-	*	*	*	*
Behaviour not leading to recording a crime or offence	58.0	60.4	58.6	59.3	48.0	50.1
Not recorded	*	*	-	-	-	-

1. Does not include breach of a matrimonial interdict

Reclassified in 2002 as other than a crime of violence.
 The 2001 figures for Scotland have been changed from those published in 2002 due to revised figures being submitted

for Central and Fife police forces.

4. The 2001 and 2002 figures for Scotland differ from those published in 2003 as breaches of a matrimonial interdict

are no longer counted as crimes.

Incidents of domestic abuse recorded by the police, by police force area per 100,000 population 1 January - 31 December 2004	ea per 100,000 pc	pulation					24	kate per 100,0	Table 2 Rate per 100,000 population <sup>(1)</sup>
	Central	Dumfries & Galloway	Fife	Grampian	Lothian & Borders	Northern	Strathclyde	Tayside	SCOTLAND
Total incidents	705	680	726	855	861	558	946	898	860
Total crimes and offences	212	514	366	768	287	192	496	272	429
(Of which reported to the procurator fiscal)	209	189	251	152	203	192	372	136	268
Non-sexual crimes of violence	6	4	S	×	10	8	17	12	12
Homicide	ı	1	1		'		ı		I
Serious assault	L	3	33	2	9	9	10	8	7
Other	1	1	7	S	4	1	L	4	5
Crimes af indecency	-	"	ć		"		6	6	6
Sexual assault	•	<b>9</b> m	10	<b>9</b> 00	<b>,</b> w	•	10	10	10
Lewd & libidinous practices	ı	ı	·		'		I		I
Other	I	I	ı						I
Crimes of dishonesty			10	13	3		6	4	6
Fire-raising, vandalism, etc.	23	14	43	34	20	13	42	19	32
Fire-raising	·		1	1	'		ı	-	·
Vandalism, etc.	23	14	43	34	20	13	42	18	32
Other crimes	32	7	42	19	42	1	45	29	36
Crimes against public justice <sup>(2)</sup>	32	2	41	19	38	1	43	29	35
Handlind an offensive weapon <sup>(3)</sup>	ı	ı	1	I	2	I	1	I	1
Drugs	I		1	ı	1	ı	1	ı	1
Other	ı	'	I	ı		I	ı	I	I
Miscellaneous offences	147	491	263	691	208	169	383	207	341
Petty assault	66	220	182	247	170	90	232	66	191
Breach of the peace	49	265	82	427	34	6L	146	131	144
Drunkenness	1		'	'	1	'	'	'	1
Other	I	Ś	'	18	2	ı	S	10	Ś
Motor vehicle offences	•		•		1	•		•	
Behaviour not leading to recording a crime or offence	492	166	360	87	574	366	450	625	431

Population as at mid 2004.
 Does not include breach of a matrimonial interdict.
 Reclassified in 2002 as other than a crime of violence.

and victim's gender, 1 January - 31 December 2004 All inciden	d IC - VIBUIEL	ecelliber 2004 All incidents	lents		TOOTTINUT
I			Total		
	Female	Male	gender recorded	Not recorded	Total
Central	1,796	192	1,988	I	1,988
Dumfries & Galloway	880	126	1,006	I	1,006
Fife	2,393	182	2,575	I	2,575
Grampian	3,912	570	4,482	I	4,482
Lothian & Borders	6,871	852	7,723	1	7,724
Northern <sup>(1)</sup>	1,388	169	1,557	ı	1,557
Strathclyde	17,841	2,348	20,189	675	20,864
Tayside	3,036	446	3,482	I	3,482
SCOTLAND	38,117	4.885	43.002	676	43.678

1. 59 incidents were recorded where a degree of mutuality was observed between the victim and the

perpetrator; these have been recorded as female victims.

Incidents of domestic abuse recorded by the police, by police force area where victim's gender recorded 1 January - 31 December 2004	abuse recorded   ber 2004	by the police	, by police	force area whe	ere victim's g	gender reco	orded							Ï	Table 3(a) Number
													Behaviour not leading to the	not leading	; to the
	All incidents where gender recorded	here gender	recorded	Crimes	<b>Crimes and offences</b>	s	C	Crimes		90	Offences		recording of a crime or offence	a crime or	· offence
	Female	Male	Total	Female	Male	Total	Female	Male	Total	Female Male	Male	Total	Female	Male	Total
Central	1,796	192	1,988	557	42	599	172	11	183	385	31	416	1,239	150	1,389
Dumfries & Galloway	880	126	1,006	663	76	760	28	9	34	635	91	726	217	29	246
Fife	2,393	182	2,575	1,197	101	1,298	340	25	365	857	76	933	1,196	81	1,277
Grampian	3,912	570	4,482	3,492	534	4,026	364	41	405	3,128	493	3,621	420	36	456
Lothian & Borders	6,871	852	7,723	2,322	251	2,573	650	53	703	1,672	198	1,870	4,549	601	5,150
Northern <sup>(1)</sup>	1,388	169	1,557	499	37	536	09	4	64	439	33	472	889	132	1,021
Strathclyde	17,841	2,348	20,189	9,763	1,055	10,818	2,226	236	2,462	7,537	819	8,356	8,078	1,293	9,371
Tayside	3,036	446	3,482	944	112	1,056	236	17	253	708	95	803	2,092	334	2,426
SCOTLAND	38,117	4,885	43,002	19,437	2,229	21,666	4,076	393	4,469	15,361	15,361 1,836 17,197	17,197	18,680	2,656	21,336

incluents of domestic abuse recorded by the police, by genuer of victum and perpetrator 1 January - 31 December 2004	by the police, by gen	лег от <b>угсши ан</b> а регј	perrator			1 able 4 Number
,	Female victim,	Male victim,	Male victim,	Female victim,		
	male perpetrator	male perpetrator female perpetrator	male perpetrator	male perpetrator female perpetrator	Not recorded	Total
Non-sexual crimes of violence	508	26	6	6	10	633
Crimes of indecency	107	1		1	ı	109
Crimes of dishonesty	264	20	4	33	2	293
Fire-raising, vandalism, etc.	1,405	174	13	7	33	1,632
Other crimes	1,745	64	8	9	7	1,830
Miscellaneous offences	15,170	1,679	150	116	177	17,292
Motor vehicle offences	5	1		•	·	9
Behaviour not amounting to a crime	18,383	2,446	187	190	677	21,883
TOTAL	37,587	4,482	371	332	906	43,678

Incidents of domestic abuse recorded by the police, by gender of	where gender of victim and perpetrator known
victim and perpetrator as a percentage of incidents.	SCOTLAND. 1999 - 2004

	SCOTLAND	1January - 31 December
	SCOT	1January - 31 December
		1April -1January -1January -1January -31 December31 December31 December31 December
erpetrator known		1April - 31 December
erpetra		

1January -31 December

1January -31 December 2003

 31 December
 31 December

 2001 <sup>(1)</sup>
 2002

2000

1999

2004

Percentage Table 4(a)

			g submitted	revised figures being	ished in 2002 due to	nged from those publ	1. The 2001 figures for Scotland have been changed from those published in 2002 due to revised figures being submitted
100.0	10	100.0	100.0	100.0	100.0	100.0	TOTAL
0.8		0.7	0.6	*	*	*	Female victim, female perpetrator
0.9		0.8	0.8	0.6	*	*	Male victim, male perpetrator
10.5	1	9.0	8.8	8.4	7.5	7.0	Male victim, female perpetrator
87.9	×	89.4	89.9	90.6	91.8	92.3	Female victim, male perpetrator

for Central and Fife police forces.

been recorded, by police force area,		l January - JI December 2004	IIIDEL 2004			INUILIDET & FEITURE
			Number <sup>(1)</sup>			<b>Percent</b> of incidents
			<b>TOTAL</b> where			where this information is
	No previous incidents	<b>Previous</b> incidents	information available	Information not available	TOTAL	available which involved repeat victimisation
Central	974	1,014	1,988		1,988	51
Dumfries & Galloway	490	514	1,004	2	1,006	51
Fife	780	1,795	2,575	I	2,575	70
Grampian	1,721	2,761	4,482	ı	4,482	62
Lothian & Borders	1,740	2,080	3,820	3,904	7,724	54
Northern	760	<i>L</i> 6 <i>L</i>	1,557	ı	1,557	51
Strathclyde	10,615	9,797	20,412	452	20,864	48
Tayside	1,804	1,678	3,482	ı	3,482	48
TOTAL	18,884	20,436	39,320	4,358	43.678	52

estic abuse recorded by the police where incidents against that victim had previous ber of previous incidents, 1 January - 31 December 2004	ly been recorded, by police	
lom(	buse recorded by the police where incidents against that victim had	ber of previous incidents, 1 January - 31 December 2

			Number of 1	Number of previous incidents <sup>(1)</sup>	1)		
					11 or more	Number of previous	
	1 incident	2-3 incidents	4-5 incidents	6-10 incidents	incidents	incidents not recorded	TOTAL
Central	296	305	127	163	123	ı	1,014
Dumfries & Galloway	187	165	68	53	41		514
Fife	419	414	270	316	376		1,795
Grampian	770	743	388	429	431		2,761
Lothian & Borders	56	56	39	29	17	1,883	2,080
Northern	645	88	37	20	L		797
Strathclyde	3,856	3,248	1,268	1,047	378		9,797
Tayside	608	527	216	240	87		1,678
TOTAL	6,837	5,546	2,413	2,297	1,460	1,883	20,436

1 January - 31	December 20	Num	ber		Rate per 100	.000 popula	Table 7 ation <sup>(1)</sup>
	Female		lot recorded	TOTAL	Female	Male	TOTAL
Victim's Age Group							
Under 16	42	5	-	47	9	1	5
16-18	1,558	68	6	1,632	1,627	67	829
19-21	3,409	224	18	3,651	3,521	227	1,867
22-25	5,054	455	12	5,521	3,954	347	2,133
26-30	6,091	605	36	6,732	4,115	424	2,315
31-35	6,385	858	30	7,273	3,422	496	2,022
36-40	6,027	840	24	6,891	2,889	434	1,713
41-50	6,694	1,165	48	7,907	1,748	320	1,059
51-60	1,906	433	12	2,351	574	135	360
61 and over	505	154	3	662	85	35	64
Not recorded	446	78	487	1,011			
TOTAL	38,117	4,885	676	43,678	1,448	200	860

Incidents of domestic abuse recorded by the police, age and gender distribution of victims

1. Population as at mid 2004.

Incidents of domestic abuse recorded by the police by age distribution of victims as a percentage of incidents, where age of victim known

Table 7(a)

			SCOT	LAND		
	1 April - 31 December 1999	1 January - 31 December 2000	1 January - 31 December 2001 <sup>(1)</sup>	1 January - 31 December 2002	1 January - 31 December 2003	1 January - 31 December 2004
Victim's Age Group						
Under 16	*	*	*	*	*	*
16-18	3.3	3.1	3.3	3.1	3.6	3.8
19-21	7.5	8.6	8.4	8.7	8.3	8.6
22-25	11.4	11.3	11.8	11.9	13.0	12.9
26-30	18.7	17.5	16.8	17.1	16.0	15.8
31-35	19.7	18.8	18.6	18.7	17.7	17.0
36-40	16.7	16.7	16.7	16.4	16.7	16.2
41-50	15.6	16.9	17.2	17.0	17.8	18.5
51-60	5.4	5.6	5.8	5.5	5.3	5.5
61 and over	1.7	1.6	1.5	1.6	1.4	1.6
TOTAL	100.0	100.0	100.0	100.0	100.0	100.0

1. The 2001 figures for Scotland have been changed from those published in 2002 due to revised figures being

submitted for Central and Fife police forces.

1 January - 31		004					Table 8
	Number				Rate per 10	0,000 popula	ation (1)
	Female	Male	Not recorded	TOTAL	Female	Male	TOTAI
Perpetrator's							
Age Group							
Under 16	5	14	-	19	1	3	2
16-18	181	656	-	837	189	649	425
19-21	347	2,122	10	2,479	358	2,149	1,268
22-25	608	4,085	6	4,699	476	3,119	1,810
26-30	716	5,659	13	6,388	484	3,963	2,197
31-35	786	6,637	9	7,432	421	3,834	2,060
36-40	753	6,669	18	7,440	361	3,446	1,850
41-50	937	8,111	14	9,062	245	2,229	1,213
51-60	313	2,678	9	3,000	94	832	459
61 and over	85	735	-	820	14	166	79
Not recorded	114	772	616	1,502			
TOTAL	4,845	38,138	695	43,678	184	1,559	860

Incidents of domestic abuse recorded by the police, age and gender distribution of perpetrators

1. Population as at mid 2004.

Incidents of domestic abuse recorded by the police by age distribution of perpetrators, as a percentage of incidents where age of perpetrator known SCOTLAND, 1999 - 2004

SCOTLAND, 1999	- 2004					Percentage
			SCOT	LAND		
	1 April - 31 December 1999	1 January - 31 December 2000	1 January - 31 December 2001 <sup>(1)</sup>	1 January - 31 December 2002	2 January - 31 December 2003	1 January - 31 December 2004
Perpetrator's						
Age Group						
Under 16	*	*	*	*	*	*
16-18	1.3	1.6	1.6	1.6	1.8	2.0
19-21	4.8	5.6	5.5	5.5	5.6	5.9
22-25	10.2	9.8	10.0	10.1	10.9	11.1
26-30	17.5	16.6	16.1	16.2	15.2	15.1
31-35	20.3	19.1	19.1	19.5	18.9	17.6
36-40	17.8	17.8	18.3	17.4	18.0	17.6
41-50	18.4	19.8	20.1	20.7	20.7	21.5
51-60	7.5	7.4	7.3	6.9	7.0	7.1
61 and over	2.1	2.2	1.9	2.1	1.7	1.9
TOTAL	100.0	100.0	100.0	100.0	100.0	100.0

Table 8(a)

 The 2001 figures for Scotland have been changed from those published in 2002 due to revised figures being submitted for Central and Fife police forces.

Incidents of domestic abuse recorded by the police Age distribution of victims and perpetrators 1 January - 31 December 2004	ncidents of domestic abuse re Age distribution of victims and January - 31 December 2004	e recorded and perpet 004	by the polic trators	e								Table 9 Number
					P	Perpetrators Age Group	s Age Grou	dı				
	Under 16	16-18	19-21	22-25	26-30	31-35	36-40	41-50	51-60	61+ Not recorded	orded	TOTAL
Victim's Age Group												
Under 16	8	24	7	7	1	0	4	7	I	ı	2	47
16-18	10	410	596	308	140	75	34	21	4	ı	34	1,632
19-21	I	210	993	1,257	664	278	94	65	17	2	71	3,651
22-25	1	100	509	1,628	1,650	886	414	202	16		115	5,521
26-30	I	42	189	851	2,059	1,856	965	562	53	9	149	6,732
31-35	I	29	121	386	1,037	2,425	1,949	1,056	126	12	132	7,273
36-40	I	8	36	133	510	1,218	2,452	2,136	248	25	125	6,891
41-50	I	2	15	82	249	586	1,349	4,203	1,171	106	144	7,907
51-60	I	ю	7	8	32	59	103	680	1,162	257	45	2,351
61+	I	ı	ı	1	7	4	10	53	182	398	12	662
Not recorded	ı	6	16	43	44	43	99	82	21	14	673	1,011
TOTAL	19	837	2,479	4,699	6,388	7,432	7,440	9,062	3,000	820	1,502	43,678

Incidents o	f domestic	ahuse	recorded	hv	the noli	ce
incluents 0	uomesue	abuse	recorded	IJУ	the pon	LE .

Relationship between victim and perpetrator, by gender of victim and perpetrator 1 January - 31 December 2004

#### Table 10 Number

	Female victim,	Male victim,	Male victim,	Female victim,		
	male perpetrator	female perpetrator	male perpetrator	female perpetrator	Not recorded	TOTAL
Spouse	7,589	867	-	-	69	8,525
Co-habitee	9,457	962	129	117	53	10,718
Partner	6,344	692	74	82	39	7,231
Ex-spouse	2,152	291	-	-	8	2,451
Ex-partner	10,140	976	105	75	58	11,354
Other	1,902	694	48	38	677	3,359
Not recorded	3	-	15	20	2	40
TOTAL	37,587	4,482	371	332	906	43,678

Incidents of domestic abuse recorded by the police Relationship between victim and perpetrator, as a percentage of incidents, where relationship known 1900 - 2004

Table 10 (a)

			SCOT	LAND		
	1 April - 31 December 1999	1 January - 31 December 2000	1 January - 31 December 2001 <sup>(1)</sup>	1 January - 31 December 2002	1 January - 31 December 2003	1 January - 31 December 2004
Spouse	33.0	25.5	24.0	23.8	22.8	19.5
Co-habitee	23.5	26.6	25.9	25.6	26.5	24.6
Partner	23.4	17.8	18.5	19.3	17.3	16.6
Ex-spouse	7.4	9.3	8.9	7.8	7.4	5.6
Ex-partner	12.2	20.4	21.0	22.8	25.5	26.0
Other	0.5	*	1.8	0.6	0.6	7.7
TOTAL	100.0	100.0	100.0	100.0	100.0	100.0

1. The 2001 figures for Scotland have been changed from those published in 2002 due to revised figures

being submitted for Central and Fife police forces.

		Perp	etrator's			Licensed			
	Joint home Victim's home	tim's home	home	Other house	Street	premises	Other Not recorded	recorded	TOTAL
Spouse	6,600	1,136	95	172	317	51	99	88	8,525
Co-habitee	7,748	1,855	253	260	425	44	41	92	10,718
Partner	776	4,246	7997	330	653	58	96	75	7,231
Ex-spouse	202	1,657	140	94	210	24	82	42	2,451
Ex-partner	832	7,788	636	511	1,040	120	224	203	11,354
Other	1,037	1,142	257	123	252	20	14	514	3,359
Not Recorded	23	6	I	1	4	ı	ı	ŝ	40
TOTAL	17,218	17,833	2,378	1,491	2,901	317	523	1,017	43,678

> Incidents of domestic abuse recorded by the police, by location of incident, as a percentage of incidents

where location is known. 1999 - 2004	vn.					Table 11 (a) Percentage
			SCOTLAND	LAND		
	1 April - 31 December 1999 <sup>(1)</sup>	1 January - 31 December 2000 <sup>(1)</sup>	1 January - 31 December 2001 <sup>(2)</sup>	1 January - 31 December 2002	1 January - 31 December 2003	1 January - 31 December 2004
Joint home	48.6	45.9	47.1	45.5	43.2	40.4
Victim's home	38.8	40.4	38.7	38.8	40.5	41.8
Perpetrator's home	3.6	4.1	4.3	4.8	5.4	5.6
Other house	1.8	2.3	2.6	2.8	3.0	3.5
Street	3.9	5.2	5.2	5.6	6.2	6.8
Licensed premises	*	0.5	0.6	0.7	0.7	0.7
Other	2.9	1.5	1.5	1.9	1.2	1.2
TOTAL	100.0	100.0	100.0	100.0	100.0	100.0

1. Excludes Central Police Force as Central recorded the location of the incident in the following three

categories only, 'Home', 'Street' and 'Other' in 1999 and 2000.

2. The 2001 figures for Scotland have been changed from those published in 2002 due to revised figures being submitted for Central and Fife police forces.

Incidents of domestic abuse recorded by the police, by location of 1 January - 31 December 2004	the police, by locatio	n of incident							Table 12 Number
		Pc	Perpetrator's			Licensed			
	Joint home Victim's home	tim's home	home	Other house	Street	premises	Other	Unknown	TOTAL
Non-sexual crimes of violence	218	231	99	31	56	11	5	15	633
Crimes of indecency	39	48	12	ŝ	2	·	4	1	109
Crimes of dishonesty	28	185	10	16	40	1	8	5	293
Fire-raising, vandalism, etc.	228	1,097	35	72	143	12	19	26	1,632
Other crimes	265	1,181	59	99	173	18	34	34	1,830
Miscellaneous offences	6,875	6,742	1,097	667	1,317	152	185	257	17,292
Motor vehicle offences	ŝ	·	'	I	ŝ		·	ı	6
Behaviour not amounting to a crime	9,562	8,349	1,099	636	1,167	123	268	619	21,883
TOTAL	17,218	17,833	2,378	1,491	2,901	317	523	1,017	43,678

of domestic abuse clear 1 January - 31 Decemb		lice, by police	force area			Table 13 Number
	Referral to procurator fiscal	Police warning	Other action <sup>(1)</sup>	No further action	Not recorded	TOTAL
Central	589	2	-	8	-	599
Dumfries & Galloway	280	245	131	104	-	760
Fife	890	84	318	6	-	1,298
Grampian	796	363	2,628	224	15	4,026
Lothian & Borders	1,817	316	431	9	-	2,573
Northern	535	1	-	-	-	536
Strathclyde	8,197	241	1,747	482	280	10,947
Tayside	528	-	-	528	-	1,056
SCOTLAND	13,632	1,252	5,255	1,361	295	21,795

# Action taken by the police against identified perpetrators of crimes or offences

1. 'Other action' includes such action as referrals to support groups such as victim support.

where action taken is known, by police force area, i January - 51 December 2004	orce area, 1 Jan	iuary - 31 Decem Dumfries &	10er 2004		Lothian &				I el celltage
	Central	Galloway	Fife <sup>(3)</sup>	Grampian	Borders	Northern	Strathclyde	Tayside	SCOTLAND
Total crimes and offences	98	37	69	20	11	100	77	50	63
Non-sexual crimes of violence	100	83	100	55	60	100	80	80	83
Homicide	-	100	100	, (	100		100	' ' `	100
Serious assault	100	75	100	92	89	100	84	79	8
Other	100	100	100	39	L6	100	72	100	76
Crimes of indecency	100	00	88	УĽ	85	100	17	100	C L
Counce of Intecency Coving accounts	100	0	00	36	50 25	100	17	100	1 5
	1001	07	00	nc	CO	1001	1/	1001	1
Lewd & libidinous practices	I		I	ı	ı	ı	' I	ı	• ;
Other	I		ı	I	I	I	75	I	75
Crimes of dishonesty			41	32	93	100	74	24	59
Fire-raising, vandalism, etc.	98	55	09	43	62	100	80	71	74
Fire-raising		I	100	100	100	I	71	67	83
Vandalism, etc.	98	55	59	42	79	100	80	71	74
		ļ		ł			2	ļ	
Other crimes	100	67	95	73	94	100	91	70	92
Crimes against public justice <sup>(1)</sup>	100	67	94	72	94	100	91	26	92
Handling of an offensive weapon <sup>(2)</sup>	100	ı	100	100	94	I	95	I	96
Drugs	I	I	ı	100	100	I	100	I	100
Other	•		ı	100	100	I	100	ı	100
Miscellaneous offences	98	36	99	17	63	100	75	39	59
Petty assault	66	53	65	26	58	100	73	51	64
Breach of the peace	96	22	67	11	90	100	78	31	52
Drunkenness	I		·	ı	100	'	50	ı	86
Other	I	13	ı	12	76	I	59	59	43
M atar vehicle affences	•				67		•		67
	1	T		T	5		1		2

Does not include breach of a matrimonial interdict
 Reclassified in 2002 as other than a crime of violence.
 The disparity between 2004 and previous figures for Fife is due to an IT complication, whereby all police actions were recorded as reports to the procurator fiscal. This has now been rectified.

#### Incidents of domestic abuse recorded by the police and rate per 100,000 population, by council area, 1 January - 31 December 2004

		Incidents per 100,000
	Number of incidents	population <sup>(1)</sup>
Aberdeen City	2,538	1,247
Aberdeenshire	1,411	606
Angus	786	724
Argyll & Bute	449	492
Clackmannanshire	394	817
Dumfries & Galloway	1,006	680
Dundee City	1,768	1,246
East Ayrshire	1,048	875
East Dunbartonshire	392	368
East Lothian	572	625
East Renfrewshire	326	364
Edinburgh, City of	4,771	1,052
Eileanan Siar	107	407
Falkirk	1,079	732
Fife	2,575	726
Glasgow City	7,737	1,339
Highland	1,374	650
Inverclyde	797	967
Midlothian	557	700
Moray	533	608
North Ayrshire	1,105	812
North Lanarkshire	2,884	893
Orkney Islands	34	174
Perth & Kinross	928	675
Renfrewshire	1,599	937
Scottish Borders	498	456
Shetland Islands	42	191
South Ayrshire	1,070	957
South Lanarkshire	2,161	708
Stirling	515	596
West Dunbartonshire	1,296	1,409
West Lothian	1,326	814
SCOTLAND	43,678	860

1. Population as at mid 2004.

#### 5. Notes on statistics used in this bulletin

#### 5.1. Background

A statistical collection on domestic abuse (previously referred to as domestic violence) was recommended in the Report of HM Inspectorate of Constabulary "Hitting Home – A Report on the Police Response to Domestic Violence 1997", as follows:

#### Recommendation 1

'That the standard definition of domestic violence to be developed by The Scottish Office in consultation with forces includes sub-categories of: - crimes of personal violence (non-sexual and sexual); other crimes (such as breach of the peace, threats, and vandalism); and abuse which does not amount to crime; and that the definition be adopted by all forces as soon as it is agreed'.

#### Recommendation 2

'That all forces record domestic incidents so that they can be reviewed individually and in total, using the sub-categories referred to in recommendation 1'.

These recommendations were progressed through the domestic violence working group of the Scottish Criminal Statistics Committee involving ACPO(S) (Association of Chief Police Officers in Scotland) nominated representatives which agreed the following definition.

'Domestic abuse is any form of physical, non-physical, or sexual abuse which takes place within the context of a close relationship, committed either in the home or elsewhere. This relationship will be between partners (married, co-habiting or otherwise) or ex-partners'.

#### 5.2. Accuracy of the statistics

#### 5.2.1. Returns

The statistical return from which the figures in this bulletin are taken is a simple count of the numbers of incidents of domestic abuse recorded by the police using the definition of domestic abuse agreed by the domestic abuse working group of the Scottish Criminal Statistics Committee involving ACPO(S) nominated representatives. Following current terminology, these incidents are now referred to as incidents of domestic abuse. Returns from the eight Scottish home forces are included in this bulletin.

#### 5.2.2. Time Series Analysis

In 1999 data was available for the period 1 April - 31 December only, as this was the first time that the data was collated centrally. From 2000 onwards data has been submitted for the full calendar year. Where comparisons have been drawn between data for these years, only percentage distributions have been used and not actual figures.

#### 5.2.3. Incident Count

The statistics presented in this bulletin are described as <u>incidents</u> of domestic abuse reported by the police. The bulletin reports the most serious crime/offence associated with each incident. Tables which show comparable figures for 1999-2004 for incidents of domestic abuse as a percentage of total incidents are based on revised 1999 and 2000 figures, in order that figures for these years reflect a count of incidents. Previously the figures for 1999 and 2000 contained an element of double counting of incidents. This double count has now been removed.

#### 5.2.4. Recording Issues

This is the sixth time data have been collated centrally.

• Incident Count

In 2001, Tayside police introduced a new method of compiling the statistical information required for this bulletin and launched a join initiative with Barnardo's Scotland which is believed to have encouraged victims of domestic abuse to report incidents. These factors are likely to account for the increase in incidents of domestic abuse reported by Tayside police in 2001 compared to the previous year.

- During 2003/04 Strathclyde Police rolled out a new Vulnerable Person (VP) Database which collects information about domestic, racist and homophobic incidents. This also involved the back-record conversion of paper records from September 2002. In the long term this will lead to more dynamic, accurate and timely data. There have, however, been some data quality issues, resulting in an increase in unrecorded data items for incidents of domestic abuse. These issues are currently being addressed by Strathclyde Police
- Repeat Victimisation

Forces can only identify a repeat victim if he/she has previously been entered onto their database. The longer the database has been in existence the more likely it is that a repeat victim will be recognised as such. Police forces have maintained their databases over different periods and the proportion of identified repeat victims will vary accordingly.

• Police forces were not able to record complete or certain types of information in all cases. The percentage of incidents of domestic abuse where information was not recorded is shown in the table below;

	Recorded	Not Recorded
Crimes and offences	100.00	-
Victim's gender	98.45	1.55
Perpetrator's gender	98.41	1.59
Gender of victim and perpetrator	97.93	2.07
No. of incidents against previous victim	90.02	9.98
Victim's age	98.89	1.11
Perpetrator's age	98.59	1.41
Location of incident	97.67	2.33
Relationship between victim and perpetrator	99.91	1.35
Action taken by police	98.65	*
TOTAL	97.81	2.19

#### Percentage of incidents of domestic abuse where information not recorded 1 January - 31 December 2004

#### 5.2.5. Reporting Practice

These statistics do not reveal the incidence of <u>all</u> domestic abuse committed. Not all incidents are reported to the police. There have been found to be a number of reasons for such under reporting. For example, victims experience fear and shame as common effects of domestic abuse. In addition, under reporting may also be caused by a perpetrator physically preventing a victim reporting the domestic abuse.

The statistics available from this return of the central collection have demonstrated that police forces have recorded information in differing ways. In particular police practice in deciding when the behaviour justifies the recording of a crime or offence may differ. For example some forces have ruled that no crime or offence should be recorded if no further action is to be taken e.g. because the victim does not wish any action to be taken. Other forces may record a crime or offence. These differences clearly influence the proportion of incidents which lead to the recording of a crime or offence which ranged from 90 per cent in Grampian, and 76 per cent in Dumfries & Galloway, to 30 per cent in Tayside. These differences also influence the proportion of recorded crimes and offences which are referred to the procurator fiscal. There was much less variation between forces in the proportion of all incidents of domestic abuse which led to a referral to the procurator fiscal. It should be noted that these recording practices are under continuing review with the intention of achieving consistency across Scotland.

#### 5.2.6. Legislation

As well as common law some of the main legislation applicable to domestic abuse is as follows:

- Protection from Abuse (Scotland) Act 2001
- Criminal Justice Act 1998
- Crime and Disorder Act 1998
- Protection from Harassment Act 1997
- Family Law Act 1996
- The Matrimonial Homes (Family Law) (Scotland) Act 1981- (The bulletin makes the distinction between spouses and co-habitees in light of the Matrimonial Homes (Family Law) (Scotland) Act 1981 which gives protection to wives and some co-habitees. The protection for wives ends on divorce and co-habitees get an initial six-month period of protection, and can apply for an extension after that. Partners (not cohabiting), ex-spouses and ex-partners are not protected by the legislation. Proposals are currently being considered to extend protection after divorce and to co-habitees)

#### 5.2.7. Recording of crimes and offences

Contraventions of Scottish criminal law are divided for statistical purposes into crimes and offences. The term "crime" is *generally* used for the more serious criminal acts; the less serious are termed "offences", although the term "offence" may also be used in relation to serious breaches of criminal law. The distinction is made only for working purposes and the "seriousness" of the offence is generally related to the maximum sentence that can be imposed.

The detailed classification of crimes and offences used by the Scottish Executive to collect criminal statistics contains about 360 codes.

The definition of *Petty Assault* used by the Scottish Executive is defined below:

Petty assault is any assault which does not fall into the following definition of Serious Assault: 'An assault in which the victim sustained an injury resulting in detention in hospital as an in-patient or any of the following injuries whether or not detained in hospital: fractures, concussion, internal injuries, crushings, severe cuts or lacerations, or severe general shock requiring medical treatment'.

#### 5.2.8. Crimes and offences cleared up

The definition of 'cleared up' was revised with effect from 1 April 1996. Previously, a crime or offence was regarded as being cleared up if one or more offenders was apprehended, cited, warned or traced for it. This was revised as follows:

A crime or offence is regarded as cleared up where there exists a sufficiency of evidence under Scots law, to justify consideration of criminal proceedings notwithstanding that a report is not submitted to the procurator fiscal because either

(*i*) by standing agreement with the procurator fiscal, the police warn the accused due to the minor nature of the offence, or

(*ii*) reporting is inappropriate due to the non-age of the accused, death of the accused or other similar circumstances.

For some types of crimes and offences the case is cleared up immediately because the offender is caught in the act e.g. motoring offences. In Scots law, the confession of an accused person to a crime would not in general be sufficient to allow a prosecution to be taken, as corroborative evidence is required. Thus, a case cannot be regarded as 'cleared up' on the basis of a confession alone.

It has been suggested that the above definition of "cleared up" may not have been applied consistently in all police forces returning data on incidents of domestic abuse.

#### 5.2.9. Other sources of domestic abuse (related) statistics

• Scottish Crime Survey (1996, 2000)

Both the 1996 and 2000 Scottish Crime Survey (SCS) provide statistics on domestic abuse. Using face-to-face interviews and self-completion questionnaires the 2000 survey found that 6% of women and 3% of men reported being the victim of *either* threats *or* force by their partner during 1999, while 4% of women and 2% of men reported having been the victim of *both* threats and force over the same time frame. There has been no significant change in these results since the 1996 survey. In 2000, 19% (292) of women and 8% (89)of men reported that they had experienced either threats or force from a partner at some time in their lives.

• Scottish Women's Aid Annual Report 2003/2004 The Scottish Women's Aid Annual Report 2003/2004 shows that they received 83,226 requests for information or support from women in that year, compared to 72,029 in 2002/03.

#### 5.2.10. Other

The following symbols are used throughout the tables in this bulletin.

- = Nil \* = <0.5

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#### **Correspondence and enquiries**

Enquiries on Domestic Abuse Recorded by the Police in Scotland, 1 January – 31 December 2004 should be addressed to:

Katy Barratt Scottish Executive Justice Department Analytical Services Division 1 WR St Andrew's House EDINBURGH EH1 3DG Telephone: (0131) 244 2226; Fax (0131) 244 2623 e-mail: <u>katy.barratt@scotland.gsi.gov.uk</u> General enquiries on Scottish Executive statistics can be addressed to:

Ryan Stewart Office of the Chief Statistician Scottish Executive 3 Floor West Rear, St Andrews House EDINBURGH EH1 3DG Telephone: (0131) 244 0442; Fax: (0131) 244 0335 e-mail: statistics.enquiries@scotland.gsi.gov.uk

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