



# Domestic Abuse (Scotland) Act 2018

## 2018 asp 5

### PART 1

#### OFFENCE AS TO DOMESTIC ABUSE

#### *Evidence, aggravation and defence*

#### **6 Defence on grounds of reasonableness**

- (1) In proceedings for an offence under section 1(1), it is a defence for A to show that the course of behaviour was reasonable in the particular circumstances.
- (2) That is to be regarded as shown if—
  - (a) evidence adduced is enough to raise an issue as to whether the course of behaviour is as described in subsection (1), and
  - (b) the prosecution does not prove beyond reasonable doubt that the course of behaviour is not as described in subsection (1).

#### **Commencement Information**

**II** S. 6 in force at 1.4.2019 by [S.S.I. 2018/387](#), [reg. 2](#) (with [reg. 4](#))

**Changes to legislation:**

There are currently no known outstanding effects for the Domestic Abuse (Scotland) Act 2018, Section 6.