



Domestic Abuse (Scotland) Act 2018

2018 asp 5

PART 1

OFFENCE AS TO DOMESTIC ABUSE

Meaning given to key expressions

10 Meaning of references to behaviour

- (1) Subsections (2) to (4) explain what is meant by the references to behaviour in this Part.
- (2) Behaviour is behaviour of any kind, including (for example)—
 - (a) saying or otherwise communicating something as well as doing something,
 - (b) intentionally failing—
 - (i) to do something,
 - (ii) to say or otherwise communicate something.
- (3) Behaviour directed at a person is such behaviour however carried out, including (in particular)—
 - (a) by way of conduct towards property,
 - (b) through making use of a third party,as well as behaviour in a personal or direct manner.
- (4) A course of behaviour involves behaviour on at least two occasions.

11 Meaning of partner and ex-partner

- (1) Subsections (2) and (3) describe who is a person's partner or ex-partner as referred to in this Part.
- (2) Someone is a person's partner if they are—
 - (a) spouses or civil partners of each other,
 - (b) living together as if spouses of each other, or
 - (c) in an intimate personal relationship with each other.
- (3) Whether someone is a person's ex-partner is to be determined accordingly.