
Changes to legislation: There are currently no known outstanding effects for the Domestic Abuse (Scotland) Act 2018, Paragraph 8. (See end of Document for details)

SCHEDULE MODIFICATION OF ENACTMENTS

PART 1

RULES OF CRIMINAL PROCEDURE

CHAPTER 4

VICTIM SAFETY AND NON-HARASSMENT

Victim safety in relation to sentencing

- 8 (1) The 1995 Act is amended as follows.
(2) After section 210AA there is inserted—

“Approach in domestic abuse cases

210AB Particular factor as to victim safety

- (1) When sentencing a person convicted of an offence listed in subsection (2)(b), the court must have particular regard to the aim of ensuring that the victim is not the subject of a further such offence committed by the convicted person.
- (2) For the purpose of subsection (1)—
- (a) “victim” means the person against whom the offence was committed,
 - (b) the list is—
 - (i) an offence under section 1(1) of the Domestic Abuse (Scotland) Act 2018,
 - (ii) an offence that is aggravated as described in section 1(1)(a) of the Abusive Behaviour and Sexual Harm (Scotland) Act 2016.”.

Commencement Information

II Sch. para. 8 in force at 1.4.2019 by S.S.I. 2018/387, reg. 2 (with reg. 7)

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