



# Domestic Abuse (Scotland) Act 2018

## 2018 asp 5

### PART 1

#### OFFENCE AS TO DOMESTIC ABUSE

##### *Evidence, aggravation and defence*

#### **4 Evidence of impact on victim**

- (1) The commission of an offence under section 1(1) does not depend on the course of behaviour actually causing B to suffer harm of the sort mentioned in section 1(2).
- (2) The operation of section 2(2)(b) does not depend on behaviour directed at someone actually having on B any of the relevant effects set out in section 2(3).
- (3) Nothing done by or mentioned in subsection (1) or (2) prevents evidence from being led in proceedings for an offence under section 1(1) about (as the case may be)—
  - (a) harm actually suffered by B as a result of the course of behaviour, or
  - (b) effects actually had on B of behaviour directed at someone.

#### **Commencement Information**

**II** S. 4 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 4.