

INDEX

Note: Page numbers followed by “*n*” indicate notes.

- Abusive behaviour, 52
Adversarial process, 137
Adversary system, 174
Advocacy, 26
 individual, 25
 institutional, 25
 services, 140–141
 support, 80–83
Agency, 7–8, 91–95,
 177–178
Anti-climax and realisation
 of fears, 127–129

Batterer intervention
 program, 23
Beijing Platform for
 Action, 20–21
Black minority ethnic
 (BME), 158
Blair New Labour
 administration, 21
British Crime Survey, 9

*Charter of Fundamental
 Human Rights of the
 European Union*, 21

Children (Scotland) Act
 1995, 55
Children First, 163
Civil Justice Council, 49,
 66*n*16
Civil Law (*see also*
 Criminal Law)
 in England and Wales,
 47–49
 in Scotland, 54–57
Civil Partnership Act 2004,
 55
Civil Procedure
 (Amendment) Rules
 2021, 48–49
Civil remedy, 60–61
Clare’s Law, 31–32
Closer alignment of civil
 and criminal courts,
 165–168
Coercive control, 16, 59,
 155
 throughout court
 process, 113–118
Communitarian approach,
 22

- Community-based disposal, 124
- Concurrent civil proceedings, impact of, 110–113
- Continuing professional development (CPD), 160
- Conversation and reframing thinking, 160–162
- ‘Conveyer-belt’ court, 23
- Coordinated Action Against Domestic Abuse (CAADA), 41*n*14
- Counting Dead Women* database, 34
- Court, 99–100, 123
 - advocacy services, 140–141
 - anti-climax and realisation of fears, 127–129
 - being sent home, 104–106
 - coercive control throughout court process, 113–118
 - impact of concurrent civil proceedings, 110–113
 - culture, 107
 - evidence, 107–110
 - feeling unheard, 126–127
 - good outcome, 134–135
 - lived experience, 131–134
 - personnel assume waiting, 101
 - possible outcomes, 124–126
 - prosecution, 135
 - provision of information, 130
 - VISs, 137–140
 - waiting at court, 101–104
- Covid-19 global pandemic, 63
- Crime survey, 10
- Criminal courts, 101
- Criminal Injuries Compensation Authority (CICA), 40*n*4, 47
- Criminal Justice and Licensing (Scotland) Act 2010, 33
- Criminal justice process, 173
- Criminal Law
 - in England and Wales, 50–54
 - in Scotland, 56–60
- Criminal Law (Consolidation) (Scotland) Act 2010, 58
- Criminal Practice Direction, 50
- Criminalisation thesis, 61–63

- Crown Office and
Procurator Fiscal
Service (COPFS),
6, 27
- Crown Prosecution Service
(CPS), 6, 36
- Custody court, 1
- Dash Risk Checklist, 28,
41*n*16
- Disclosure Scheme for
Domestic Abuse
Scotland (DSDAS),
31
- Domestic Abuse (Scotland)
Act 2011, 55
- Domestic Abuse (Scotland)
Act 2018, 56–59,
62, 162–163
- Domestic abuse, 5–6,
11–12, 21, 158–159
nature and scale of, 8–9
- Domestic Abuse Act 2020,
58
- Domestic Abuse Act 2021,
6, 50, 59, 124, 163,
179
- Domestic Abuse Best
Practice Framework,
36
- Domestic Abuse Bill, 52
- Domestic Abuse Matters*,
27, 158
- Domestic Abuse Pilot
Court, 2
- Domestic Abuse Protection
Notices/Orders, 60
- Domestic Abuse Task Force
in Scotland, 29
- Domestic homicide review
(DHR), 34
- Domestic Violence Crimes
and Victims Act
2004, 34, 48, 50
- Domestic Violence Liaison
Officers, 19
- Domestic Violence
Protection Notices
(DVPNs), 30
- Domestic Violence
Protection Orders
(DVPOs), 30–31
- Duluth model, 22–23
- Education, 157–162
legal, 157–158
professional, 157–158
- #EmilyTest, 33
- Emotion and recognizing
ongoing abuse,
154–157
- Emotional response,
152–154
- Empathy (justice response),
89, 118, 142
- Engender*, 20
- English civil law, 46
- English criminal law, 46
- Equality and Human Rights
Commission, 21
- Equally Safe*, 37–39
delivery plan, 35
- EU (Withdrawal) Act
2018, 63

- European Convention
on Human Rights
(ECHR), 21
- European influence,
163–164
- European Union (EU), 19,
46
- Evidence, 107–110
- Family campaigns, 32–34
- Family Law Act 1996, 48
- Feminism, 11–12, 157
- Feminist judgements, 161
- Financial penalty, 125
- Funding, 22, 83
- Gender (approach;
barriers; policies),
17, 173
- Gender equality, 12
- Gender-based violence
(GBV), 33, 162
- Gendered policies, 35
Equally Safe, 37–39
*Violence Against
Women and Girls
Strategy*, 2016–
2020, 36–37
- Glasgow Sheriff Court, 1
- Glasgow Women’s
Liberation group,
17
- Glass ceiling, 4
- Glass Walls*, 4–5, 179–181
- Grassroots, consciousness-
raising from, 17–19
- GREVIO development,
164
- High Impact Domestic
Violence (HIDV), 164
HMA v. Drury, 161
- Home Office, 18
- Homicide Reviews, 34–35
- Human Rights Act 1998,
21
- Ideal victim, 107
- Imprisonment, 124
- Improvova* project, 164
- Independent Domestic
Abuse Advocates
(IDAAs), 25, 80, 83
- Independent Domestic
Violence Advocates
(IDVAs), 25
- Independent Legal
Representation
(ILR), 164–165
- Individual advocacy, 25
- Institutional advocacy, 25
- Intermediaries, 50–51, 163
- Istanbul Convention, 35,
47
- Judicial training, 28
- Jurisdictions, 35
- Justice for Women*, 20
- Justice process, 86–87
- Justice response, 147
education and training,
157–162
policy and legislative
developments,
162–168
procedural justice,
148–157

- Law, 45
 civil remedy, 60–61
 criminalisation thesis,
 61–63
 current challenges, 63–65
 UN and EU influence,
 46–60
- Law Society of England
 and Wales, 160
- Law Society of Scotland,
 160
- Legal education, 157–158
- Lesbian, gay, bisexual,
 transgender, queer,
 and intersex
 (LGBTQI), 158
- Matrimonial Homes
 (Family Protection)
 (Scotland) Act 1981,
 54
- Matrimonial Homes Act
 1983, 47
- Megan's Law, 32
- Mixed-method approach, 10
- Multi-agency approach,
 22–35
- Multi-agency conferences,
 28–30
- Multi-Agency Public
 Protection
 Arrangements
 (MAPPA), 29
- Multi-agency response, 16,
 64, 126, 149
- Multi-agency risk assessment
 conference
 (MARAC), 28–29, 81
- National Code of Practice,
 18
- National crime surveys, 9
- National Delivery Group, 36
- National Strategy to
 Address Domestic
 Abuse in Scotland, 22
- New Labour government, 22
- New Labour manifesto
 (1997), 21
- Nonharassment order
 (NHO), 55, 58,
 123–124
- Nordic *Barnehaus* model,
 163
- Nordic Paradox, 163
- Our Call to End Violence
 Against Women and
 Girls*, 36
- Party litigants, 49
- Perceptions of justice, 123
- Perpetrator programmes,
 36, 124
- Pilot victimisation study, 9
- Police assessing risk, 84–87
- Police response, 15–16, 20,
 73, 75–76, 79–80
- Police Scotland, 6, 9
- Policy and legislative
 developments, 162
 closer alignment of civil
 and criminal courts,
 165–168
- European influence,
 163–164
- ILR, 164–165

- Policy approach, 15
 consciousness-raising
 from Grassroots,
 17–19
 gendered policies, 35–39
 multi-agency approach
 and risk model,
 22–35
 victims' rights, 19–22
- Practice Direction 1A, 49
- Problem-solving courts,
 24–25
- Procedural justice, 148, 174
 emotion and recognizing
 ongoing abuse,
 154–157
 punctuation marks,
 150–151
 small steps, 178–179
 waiting and emotional
 response, 152–154
- Professional education,
 157–158
- Professional training,
 158–160
- Prosecution, 135
- Prosecutors, 159
- Protection from Abuse
 (Scotland) Act 2001,
 55
- Protection from
 Harassment Act
 1997, 48, 55, 57–58
- Protective measures,
 47–50, 56, 58,
 60–61, 101, 112
- Provision of information,
 130
- Public interest, 176
- Public/private 'divide',
 176–177
- Public/private nexus, 2
- Punctuation marks,
 150–151, 175–176
- R v Dhaliwal*, 161
- Re W* (2010) UKSC 12, 49
- Reasonableness, 52, 155
- Reclaim the Night* march,
 18, 117
- Refuge provision, 54
- Risk assessments, 28–30,
 80–83
- Risk indicator checklist
 (RIC), 27, 41*n*16
- Risk model, 22–35
- Rough sex defence, 53
- SafeLives*, 26–28, 54, 80, 82
- Safety planning, 17, 26, 80,
 87, 141, 150
- Sarah's Law, 31–32
- Scottish civil law, 46
- Scottish Crime and Justice
 Survey, 9
- Scottish criminal law, 46
- Scottish Women's Aid
 (SWA), 2, 9
- Scream Quietly or the
 Neighbours Will
 Hear*, 17
- Second-wave feminism,
 161
- Sentencing, 133–134
- Serious Crime Act 2015,
 51

- Service rights, 20
- Social work reports, 124
- Spare Rib* (Women's Liberation Movement's magazine), 161
- Special measures, 49, 163, 167, 175 (*see also* Protective measures)
- Specialist courts, 23–25
- Tertiary victimization, 152, 175
- Thatcher government, 19
- Training, 27–28, 157–162
- Traumatic wait, 175–176
- Trial, 51, 60, 73–74, 91, 101, 104, 106–107
- UK government policies, 157
- UK-wide policies, 35
- UN Convention on the Elimination of Discrimination Against Women and girls (CEDAW), 13n4
- UN Declaration on Violence Against Women, 20
- Victim Charter for England and Wales, 20
- Victim impact statements (VISs), 137–140
- Victim personal statements (VPSs), 137–140
- Victim Support, 2, 18, 20
- Victims, 2, 6, 148
 - advocacy support and risk assessments, 80–83
 - advocates, 25–27
 - agency, 91–95
 - empowerment model, 7
 - experience before court, 73
 - ideal, 107
 - implications of waiting, 89–90
 - interest, 132
 - named laws, 32
 - police assessing risk, 84–87
 - reporting to police, 75–80
 - rights, 19–22
 - survivors, 6
 - waiting for court, 87–89
- Victims and Witnesses (Scotland) Act, 47, 58, 59
- Violence Against Women and Girls Strategy (VAWG Strategy), 6, 36–37
- Vulnerable persons
 - database (VPD), 33
- Waiting, 152–154
 - for court, 87–89
 - at court, 101–104
 - implications of, 89–90

- Witness Service, 2
- ‘Women-Helping-Women-
Helping-Women’, 10
- Women’s Aid Federation
for England
(WAFE), 17
- Youth Justice Criminal
Evidence Act 1999,
51
- Zero sum game, 173–174