

Festive drink-drive warning

Campaign highlights the consequences of drink driving

Minister for Community Safety, Ash Denham, Lord Advocate, James Wolffe QC, and Assistant Chief Constable Mark Williams launched the festive drink-drive awareness and enforcement campaign in Edinburgh today, to highlight the criminal and personal consequences of being found guilty of drink-driving.



New research reveals Scots believe the top consequences of a drink-drive conviction are: losing their licence (81%); getting a criminal record (80%); or getting points on their licence (80%). However, the very real consequences, such as a prison sentence (64%) or having their car confiscated (47%) are not as widely considered. Neither are the personal consequences: such as losing their job (50%); being the cause of conflict in a relationship (45%); or the embarrassment or shame of getting caught (67%).



Minister for Community Safety, Ash Denham said:

“The consequences of drink-driving can be life changing and unfortunately there is a persistent minority of drivers who continue to ignore the law.

“A drink-driving conviction can be devastating, with significant criminal, personal, social and employment consequences.

“I was disappointed to see that during last year’s Festive campaign 567 drivers failed a breath test. To all those who persist in breaking the law remember, the best approach is none.”

The research also revealed people’s attitudes towards those with a drink-drive conviction change. Many respondents stated they would feel less likely to trust someone with a drink-driving conviction, as they see them as unreliable and view them as a criminal.



Lord Advocate, James Wolffe QC, said:

“This campaign reinforces the fact that driving whilst under the influence of drink is unacceptable and brings misery and devastation to families and loved ones across our communities.

“My message is very clear; you can expect to be caught and when you are, you will face the full force of the law.

“Motorists in Scotland should also be aware of the tough legal and personal consequences of drink-driving, not only could you lose your vehicle but you will receive an automatic ban of at least 12 months, a criminal record and a potentially unlimited fine. It is absolutely not worth taking the risk.”

More than 20,000 drivers are stopped by the police in Scotland every month and Police Scotland’s enforcement campaign will see an even stronger focus on drink driving on Scotland’s roads from 1st December, so the chances of being caught are higher than ever.



Assistant Chief Constable Mark Williams said:

“As we move into the full swing of the festive party season, our campaign reinforces the message that ‘the best approach is none’, reminding motorists that even if you’re slightly over the limit, in the eyes of the law you are a drunk-driver and a criminal.

“I am urging people to plan ahead during the party season. Think about how you’re going to get home and don’t forget about the impact alcohol can still have the morning after. The consequences of drink-driving can be devastating and we’ll have dedicated resources on patrol during the festive period to discourage anyone thinking about it. The best advice is don’t risk it, don’t drink and drive.”

For more information log onto dontriskit.info or check out the Road Safety Scotland Facebook and Twitter (@roadsafetyscot) pages.

The post [Festive drink-drive warning](#) appeared first on [Justice and Safety](#).

Domestic Abuse

Number of cases recorded by police remains around 60,000 a year.

Cabinet Secretary for Justice Humza Yousaf has responded to official statistics showing there were 59,541 domestic abuse incidents recorded by Police Scotland last year – up 1% on 2016-17.

In line with previous years, around four out of every five incidents of domestic abuse had a female victim and a male accused, while the vast majority (88%) occurred in the home, according to the bulletin 'Domestic Abuse Recorded by the Police in Scotland, 2017-18'.

Analysts report that recorded domestic abuse levels have remained relatively stable since 2011-12, with around 58,000 to 60,000 incidents a year.

The Justice Secretary said:

“It is sobering to see the level of domestic abuse cases in Scotland remaining unchanged from previous years. As a society we must work collectively to reduce this number – making clear that such behaviour is unacceptable. This includes educating young people about healthy, positive relationships and challenging those who minimise the impact of abuse or gender-based violence.

“At the same time domestic abuse laws coming into force next year will help police and prosecutors to better-tackle coercive, controlling abuse that can have as devastating an impact as physical assaults. Police Scotland is delivering consistent, robust enforcement across the country which, alongside their disclosure scheme and the new laws, will help ensure there is no hiding place those who think they can continue to abuse partners ‘behind closed doors’.”

Assistant Chief Constable Gillian MacDonald, Crime and Operations lead for Police Scotland, said:

“Domestic Abuse is pernicious, it is destructive, debilitating and robs victims of their confidence and self-esteem, it has no place in modern Scotland. We are committed to working with partners and communities to eradicate it. It has no respect for age, ethnicity, gender, race, religion, sexual orientation or income. We will relentlessly pursue those who abuse, whilst supporting victims, to help prevent domestic abuse from damaging their lives and those of their families, including children who all too often witness the abuse and suffer long lasting emotional trauma as a result.

“Domestic abuse is not just physical abuse, it can include verbal,

sexual, psychological or financial abuse. It is often about power and control, with abusers using controlling behaviours to establish control over their victims. With this in mind we welcome the enactment of the Domestic Abuse (Scotland) Act 2018 which will come into force next year. In preparation, we are providing additional training to our officers and staff on the complexities of psychological abuse and controlling behaviours.

“Anyone reporting abuse to the police will be taken seriously, they will be listened to and their report will be investigated. We will continue to work alongside others in Scotland, including victim support and advocacy services to ensure support is available throughout the criminal justice process, and to keep people and their families safe.”

Background:

- The Domestic Abuse (Scotland) Bill received Royal Assent in March and is expected to come into effect next year. The legislation strengthens the law, including introducing a new offence, effectively criminalising the type of coercive and controlling behaviour that can constitute domestic abuse.
- The Scottish Government has provided funding to Police Scotland for more than 14,000 police officers and support staff to undertake training on the new legislation.
- Work is also underway to design an effective public awareness campaign to ensure that members of the public, including both potential victims and perpetrators of domestic abuse, are aware of the new law and that victims understand how they can report abuse.

The full statistical publication is available [online](#).

The post [Domestic Abuse](#) appeared first on [Justice and Safety](#).

The Week in Review

This week's round up includes plans to consult on the use and regulation of fireworks, 50 years of the Parole Board for Scotland and the latest on the Age of Criminal Responsibility Bill.

Fireworks consultation

Community Safety Minister Ash Denham announced plans for a consultation on

the use and regulation of fireworks in Scotland.

Fireworks are often associated with celebration and can be a route for bringing communities together but if used inappropriately or without respect for others fireworks can cause distress or even physical injury to people and animals. The consultation will inform any actions that the Scottish Government could take to reduce the negative impact of firework use.

Community Safety Minister Ash Denham has announced plans to consult the public on the use and regulation of fireworks in Scotland 🌟

Read more: [@fire_scot](https://t.co/r7By3ttWp@ashtenRD)

– ScotGov Justice (@ScotGovJustice) [November 18, 2018](#)

Actions could include increased restrictions on where and when fireworks can be used; improved access to advice and support to reduce the anti-social impact of fireworks; and new national guidance to support local partner agencies.

Evidence will also influence Ms Denham's ongoing discussions with UK Government about legislation governing the sale of fireworks, which is currently reserved.

Age of Criminal Responsibility

The Scottish Parliament voted to endorse the general principles of the [Age of Criminal Responsibility Bill](#) in its Stage One debate. It will see Scotland lead the way in the UK, ensuring no child under 12 will receive a criminal record.

Tonight [@scotparl](#) voted to agree the principles of the Age of Criminal Responsibility Bill, which will raise the age from 8. The Bill now moves to Stage 2. pic.twitter.com/rY4HvuTuvE

– EHRiC Committee (@SP_EHRiC) [November 13, 2018](#)

Parole Board's half century

On Wednesday, the Justice Secretary celebrated the 50th anniversary of the Parole Board for Scotland at its annual conference. He reflected on the way the parole system has changed since the board's creation and, looking to the future, gave an insight into broad themes that will be covered in the consultation on parole in Scotland.

Justice Secretary [@HumzaYousaf](#) joins Parole Board for Scotland

Chair John Watt to cut the cake celebrating its 50th anniversary.

Reflecting on changes to the parole system in that time, he thanked members for their wealth of experience, balanced with careful judgement. pic.twitter.com/YoCKrrR8my

– ScotGov Justice (@ScotGovJustice) [November 14, 2018](#)

The consultation will be launched this year and will seek views on a range of issues including how to strengthen the voice of victims and their families in the parole process and how to make parole processes more open and transparent.

Hate crime consultation goes live

Mr Yousaf joined Communities Secretary Aileen Campbell and Lord Advocate James Wolffe to launch the Scottish Government's [consultation on hate crime](#).

Today [@HumzaYousaf](#) [@ClydesdAileen](#) & the Lord Advocate were at [@6VTYouthCafe](#) to launch our consultation on hate crime.

We're modernising our hate crime legislation and want your views on what our new laws should look like.

Read more <https://t.co/jiSAkVAJJk#HateCrime>
pic.twitter.com/Az0DE9jTRo

– ScotGov Justice (@ScotGovJustice) [November 14, 2018](#)

'One Scotland: Hate Has No Home Here' follows on from Lord Bracadale's review of existing hate crime legislation in Scotland which included recommendations that additional statutory aggravations should be created for age and gender.

And finally...

Mr Yousaf marked the **first birthday of SEMLA**, the Scottish Ethnic Minority Lawyers' Association, and the official [launch of the Lord Craighead scholarship scheme](#).

He said: "A career in law should be open to all groups and all backgrounds to ensure the legal profession – and Scotland – benefits from their ideas, their talents and their potential to provide access to justice for all. Diversity is not a tick box, not something that is 'nice to do'; it is a necessity."

The **CashBack for Communities Youth Work Fund** is now open for applications. If you work with young people aged 10 to 24, take a look at the [funding criteria](#). The closing date is 7 December.

The [analysis of the consultation](#) on a statutory **Appropriate Adult** service was published, showing broad support for government proposals.

The post [The Week in Review](#) appeared first on [Justice and Safety](#).

[Appropriate Adult service consultation](#)

Responses to consultation on establishing a statutory Appropriate Adult service were overwhelmingly supportive, analysis has shown.



Appropriate Adult services ensure vulnerable people with communication difficulties are supported during contact with police – for example during interviews and other police station procedures.

Appropriate Adults can assist victims, witnesses, suspects and accused in police investigations who are aged 16 and over and have communication difficulties as the result of a mental disorder. They are independent to the police and their role is to provide reassurance to the person they are supporting and facilitate communication between that person and the police if required.

Currently Appropriate Adult services are provided by local authorities on a non-statutory basis, and the way in which services are delivered varies across the country. Making this service statutory will enhance and regulate provision of support for adults who need it at a vital stage in the criminal justice process.

Between April and July, the Scottish Government consulted on a proposed model for the delivery of such a service, who should receive support and what that support should be.

The analysis of responses, published today, found that contributions came from a wide variety of stakeholders and responses were supportive of proposals.

Respondents included organisations currently involved in Appropriate Adult service delivery, justice sector bodies and groups who work with and represent individuals with lived experience of conditions which could result in them requiring additional support when in contact with the police. Among these respondents there was broad agreement on the proposed model for the service and a clear desire to work together to help establish and implement the service.

Commenting on the consultation responses, Justice Secretary Humza Yousaf said:

“It is essential that vulnerable people with communication needs receive the support they require during police procedures, regardless of where they are located in Scotland.

“Respondents to our consultation recognised this, and we are grateful to each of them for sharing their knowledge and opinions with us. Work on establishing the service will now carry on.

“At the same time, the Scottish Government will continue to assess types of communication support which could be given at other stages of the criminal justice system, and for those under the age of 16, and build upon the work that is being done in setting up the statutory Appropriate Adult service.”

Work to develop the statutory Appropriate Adult service continues. It is scheduled to go live during 2019.

[Read the report on the consultation responses.](#)

The post [Appropriate Adult service consultation](#) appeared first on [Justice and Safety](#).

[The week in review](#)


This week's round-up includes a visit to see community payback orders in action, bonfire night activity and the passing of the Prescriptions Bill.

Emergency Service thanks

Community Safety Minister Ash Denham joined the Scottish Fire & Rescue Service (SFRS) and other partners in urging people across Scotland to enjoy fireworks safely on Bonfire Night. Later in the week the Minister visited Marionville Fire Station in Edinburgh to thank emergency service staff for their work both in the run-up to November 5th and on the night itself in order to respond to incidents and keep the public safe.

The SFRS said [crews had responded to around 338 bonfires](#) across Scotland between 5pm and 10pm on Monday, November 5, while Operations Control firefighters handled more than 723 calls from members of the public.

Minister for Community Safety [@ashtenRD](#) thanks emergency service staff for their hard work and dedication over bonfire season.

 [@fire_scot](#) [@policescotland](#) [@Scotambservice](#) [@theBSCprogramme](#)
[#BonfireNight](#) pic.twitter.com/htHE6lVgkd

– ScotGov Justice (@ScotGovJustice) [November 7, 2018](#)

Community Payback Order visit

Justice Secretary Humza Yousaf and Solicitor General Alison Di Rollo QC visited a Community Payback Order ‘unpaid work’ project in Dalkeith as the Scottish Government travelled to Midlothian to hold a cabinet meeting and public discussion event in Penicuik.

Go to the [Midlothian Council website](#) to find out more about the Mayfield public garden project and the benefits such CPO ‘unpaid work’ projects provide both for those undertaking the work and the wider community.

Justice Secretary Humza Yousaf and Solicitor General Alison Di Rollo QC saw first-hand unpaid work being undertaken – as part of Community Payback Orders – in Dalkeith, Midlothian to transform a former bowling green into a garden for the local community. [#travellingcabinet](#)

1/9 pic.twitter.com/SLTUHwIe7

– ScotGov Justice (@ScotGovJustice) [November 5, 2018](#)

Civil law reform continues as Prescription Bill is passed

On Thursday the Parliament unanimously passed the Government’s Prescription Bill to improve the laws governing when an individuals legal rights and obligations are extinguished.

Negative prescription plays an important role in balancing individual interests, between creditors and debtors. It also serves the public interest in legal certainty by having claims raised promptly.

The 2017 [Scottish Law Commission’s Report on Prescription](#) highlighted legal issues around negative prescription that can lead to unnecessary inconvenience and expense.

Community Safety Minister Ash Denham, who led the final debate in Parliament, said “This new legislation supports our determination to modernise civil law so it is fit for purpose in the 21st century. These changes will increase clarity, certainty and fairness, and benefit persons or bodies in resolving disputes.”

The Prescription (Scotland) Bill has been passed unanimously by [@ScotParl](#) – <https://t.co/vvIAUxDKr2>

– ScotGov Justice (@ScotGovJustice) [November 8, 2018](#)

Police and public bravery recognised

Also on Thursday the Justice Secretary attended the Police Scotland Bravery & Meritorious Conduct Awards at Tulliallan, where 64 police officers, two special constables, a member of police staff and 14 members of the public were honoured for their courage and service.

Mr Yousaf said: “We are indebted to everyone who has received awards and, on behalf of the Scottish Government, I offer our heartfelt thanks.”

Find out more about this year’s Award recipients via the [#polscotbravery](#) hashtag on Twitter or read the official [Police Scotland news release](#).

Cabinet Secretary for Justice, [@HumzaYousaf](#) – “what I commend you for is that day in and day out, you are putting yourself in harms way to help others” [#PolScotBravery](#) pic.twitter.com/mY2iRzsIjC

– Police Scotland (@policescotland) [November 8, 2018](#)

The post [The week in review](#) appeared first on [Justice and Safety](#).