
Pre Charge Bail and RUI

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Publication

A PRACTICAL GUIDE TO
COERCIVE CONTROL
FOR LEGAL PRACTITIONERS
AND VICTIMS



RACHEL HORMAN
Law Brief Publishing 

DA Statistics

- ❖ **DA homicides increased by 16% in 2022**
- ❖ **Most repeat victims of violence are women - 89% of those who had experienced 4 or more assaults are women**
- ❖ **Globally a female is killed by a member of her own family every 11 minutes**
- ❖ **On average victims will have been stalked 100 times before ringing the police**
- ❖ **Suicide - 3 women per week succeed, over 200 a week attempt**
- ❖ **DA has the highest rate of repeat victimisation than any other crime**
- ❖ **1 call to the police every 30 seconds less than 24% of is reported**
- ❖ **DA is estimated to cost the UK £77 billion each year**



Why is bail important?

- ❖ Police intervention increases risk so robust protective measures are essential
- ❖ Lack of action re breach of bail emboldens perpetrators
- ❖ Victims less likely to support [prosecution if lack of bail or bail not enforced
- ❖ Victims less likely to report breaches if no action taken previously

Victims' experience

- ❖ Perpetrators often not arrested
- ❖ Bail conditions not always present
- ❖ No discussion re terms of bail
- ❖ Not kept informed re investigation or what to expect - special measures?
- ❖ Usually advised to get NMO
- ❖ SPOs as rare as hen's teeth
- ❖ DVPOs as above

Civil Protective Orders

- ❖ Non Molestation Orders
- ❖ DVPOs
- ❖ SPOs
- ❖ DAPOs

How easy is it to obtain a NMO?

- ❖ Police seem to think they are a formality
- ❖ Have to convince a judge they are necessary
- ❖ Cost ££££
- ❖ Additional stress to victim of the proceedings - facing perp in court
- ❖ Puts the victim in position of going up against the perpetrator

Can a NMO exist alongside bail?

- ❖ Police have no control over how long NMO conditions last or if they are changed or removed
- ❖ Family court don't have the information the police have
- ❖ Perpetrator's lawyer will often use lack of bail as evidence of police not taking the allegations seriously
- ❖ Victims feel as though police aren't treating it seriously and that she has to fend for herself which can increase risk

Terms of bail/NMO conditions

- ❖ Need to be bespoke - deal with the type of behaviour happening or deemed likely
- ❖ Not just the victim's home address - work or regularly visited address
- ❖ Use of social media and third parties
- ❖ Bail should not deal with contact arrangements!
- ❖ Importance of being seen to take action re breach of bail