Corporate Policy and Strategy Committee

10.00am, Tuesday, 3 December 2013

Edinburgh's Multi-agency Domestic Abuse Policy

Item number Report number	7.10
Wards	All
Links	
Coalition pledges	<u>P1, P43</u>
Council outcomes	<u>CO1, CO5, CO10, CO11, CO15, CO21</u> and <u>CO26</u>
Single Outcome Agreement	<u>SO2, SO3, SO4</u>

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Executive summary

Edinburgh's Multi-agency Domestic Abuse Policy

Summary

This report presents to members the draft multi-agency domestic abuse policy for Edinburgh. It is a statement of commitment from all partners in Edinburgh and provides a set of guiding principles and definitions in relation to the prevention of domestic abuse, the support and protection of victims and the management of perpetrators. The draft policy is attached at Appendix 1.

Recommendations

It is recommended that Corporate Policy and Strategy Committee:

- a) approves the multi-agency domestic abuse policy attached at Appendix 1; and
- b) notes that the Edinburgh Partnership will be asked to adopt the policy at its next meeting on 5 December 2013.

Measures of success

The guiding principles outlined in this policy will inform the domestic abuse action plan being developed by the domestic abuse sub-group of Edinburgh's Violence Against Women Partnership. This will form part of a larger Violence Against Women Strategy for Edinburgh. The framework will align with related Council outcomes and single outcome agreements and will be informed by the National Violence Against Women Strategy being developed by the Scottish Government. The Edinburgh Violence Against Women Partnership will submit quarterly performance reports to the Edinburgh Chief Officers' Group – Public Protection.

Financial impact

The guiding principles in this policy will inform the development of a domestic abuse action plan and a review of domestic abuse service delivery. Any review of domestic abuse services should maximise the use of existing resources. It is possible that the action plan could make recommendations which have financial implications. These will be considered in detail and reported on as necessary, but will require to be addressed within the Council's long-term financial plan.

Equalities impact

Addressing the issue of violence against women reflects partner agencies' responsibilities in respect of equalities. Any service developments will be subject to equalities impact assessment.

Sustainability impact

There are no sustainability impact issues arising from this report.

Consultation and engagement

The draft policy has been developed in consultation with the City of Edinburgh Council, NHS Lothian, Police Scotland and voluntary sector partners. The policy was approved by the Chief Officers' Group-Public Protection in October 2013. Any review and further development of domestic abuse services in Edinburgh will be carried out in consultation with service users.

Background reading / external references

Edinburgh's Public Protection Strategy

Coordinated Community Response Model

Safer Lives: Changed Lives: A Shared Approach to Tackling Violence Against Women in Scotland (The Scotlish Government 2009)

National Guidance for Child Protection in Scotland (The Scottish Government 2010)

<u>A Partnership Approach to Tackling Violence Against Women in Scotland</u> (COSLA / The Scottish Government 2009)

<u>No excuse! Violence against women</u> (partnership strategy 2008-2013; to be reviewed in February 2013)

National Domestic Abuse Delivery Plan for Children and Young People (The Scottish Government 2008)

Getting It Right For Every Child agenda

National Strategy for Survivors of Child Sexual Abuse (Scottish Executive, 2005)

<u>A place of greater safety</u> (Co-ordinated action against domestic abuse CAADA 2012)

<u>Beyond Violence: Breaking cycles of domestic abuse</u> (The Centre for Social Justice, 2012)

<u>Literature Review: Better Outcomes for Children and Young People Experiencing</u> <u>Domestic Abuse – Directions for Good Practice</u> (Scottish Government 2008)

Help for male victims of domestic abuse – Men's Advice Line website

Main Report

Edinburgh's Multi-agency Domestic Abuse Policy

1. Background

- 1.1 At its meeting in January 2013, the Policy Development and Review Sub Committee of the Health, Social Care and Housing Committee focused on domestic abuse service provision in Edinburgh, and recognised this area as a key priority for development.
- 1.2 The Sub Committee organised a workshop in May 2013 to explore a number of issues relating to domestic abuse service provision. The discussion reflected recent research¹, which highlights the key features of a responsive service, which are that:
 - there is a shared perception of harm among professionals
 - responses seek to involve all family members
 - services distinguish appropriate pathways
 - protection is not predicated on separation
 - success is improved with long-term intervention.

2. Main report

- 2.1 The ripple effects of domestic abuse are long-term and far reaching; not just for the individual and their children, but for the wider community. Domestic abuse features heavily in the lives of children on the Child Protection Register, looked after children, young offenders and in those displaying bullying and disruptive classroom behaviour. Domestic abuse is also a feature in the lives of many people with mental health problems, people who misuse alcohol and drugs and women offenders. It is one of the primary reasons behind violent crime figures, including murder, a substantial number of homeless applications and disputed child contact cases, which tie up the family courts.
- 2.2 The number of domestic incidents in Edinburgh recorded by police has remained fairly steady over the last four years, at around 5000. In around 45% of these incidents, children were identified as present or resident in the

¹ Research Review: Children Experiencing Domestic Violence, Research in Practice (Stanley, 2012)

home. These figures are concerning. Witnessing or experiencing domestic abuse represents one of the most serious risks to children in our society. Where domestic abuse is an identified concern, it is correlated with emotional abuse in just over half the cases, parental alcohol misuse and drug misuse in over a third, neglect and physical abuse in just under a quarter, and sexual abuse in just under a tenth.

- 2.3 These figures highlight the cross cutting nature of domestic abuse with other public protection issues and the need for a joined up response across all service areas. There have also been significant changes in domestic abuse service delivery, with Police Scotland having identified domestic abuse as one of their key priority areas, and many areas in Scotland developing coordinated, multi-agency responses to domestic abuse. All available evidence suggests that domestic abuse is addressed most effectively by an integrated, partnership approach, which includes statutory and voluntary organisations all accepting a shared responsibility.
- 2.4 By agreeing a shared understanding of the issues, progress can be made towards a consistent and better integrated approach. The basis for the policy is that a key prerequisite of success is commitment to a shared vision and united, sustained and effective action across a wide range of agencies and disciplines, based on an agreed set of shared principles and in pursuit of shared common objectives. The document at Appendix 1 highlights domestic abuse as a priority in all areas of public protection, and sets out the key shared principles of effective domestic abuse intervention.
- 2.5 The guiding principles outlined in this document are based on best practice and recent research. The draft policy has been developed in consultation with the City of Edinburgh Council, NHS Lothian, Police Scotland and voluntary sector partners. It was circulated widely among staff in all agencies and responses have been reviewed and incorporated where appropriate into the current document. Initial consultation was sent to the following groups, and was further circulated by group members:
 - The Edinburgh Violence Against Women Partnership
 - The Edinburgh Child Protection Committee
 - The Edinburgh Adult Protection Committee
 - The Edinburgh Drug and Alcohol Partnership
 - The Offender Management Committee
 - Children's Practice Team Managers
 - Community Safety Managers
 - Housing Managers
 - Total Neighbourhood Summit attendees
 - EVOC website

- Edinburgh Local Practitioners' Forum
- 2.6 The policy was supported by the Chief Officers' Group Public Protection on 11 October 2013.

3. Recommendations

- 3.1 It is recommended that Corporate Policy and Strategy Committee:
 - a) approves the multi-agency domestic abuse policy attached at Appendix 1; and
 - b) notes that the Edinburgh Partnership will be asked to adopt the policy at its next meeting on 5 December 2013.

Michelle Miller

Chief Social Work Officer

Links

Coalition pledges	P1 - Increase support for vulnerable children, including help for families so that fewer go into care
	P43 - Invest in healthy living and fitness advice for those most in need
Council outcomes	CO1 - Our children have the best start in life, are able to make and sustain relationships and are ready to succeed
	CO5 - Our children and young people are safe from harm or fear of harm, and do not harm others within their communities
	CO10 - Improved health and reduced inequalities
	CO11 - Preventative and personalised support in place
	CO15 - The public are protected
	CO21 - Safe – Residents, visitors and businesses feel that Edinburgh is a safe city
	CO26 - The Council engages with stakeholders and works in partnership to improve services and deliver on agreed objectives
Single Outcome Agreement	SO2 - Edinburgh's citizens experience improved health and wellbeing, with reduced inequalities in health
	SO3 - Edinburgh's children and young people enjoy their childhood and fulfil their potential
	SO4 - Edinburgh's communities are safer and have improved physical and social fabric
Appendices	1. Edinburgh's Multiagency Domestic Abuse Policy

DRAFT

EDINBURGH MULTI-AGENCY DOMESTIC ABUSE POLICY

INTRODUCTION

This policy is a statement of commitment from all partners in Edinburgh and provides a set of guiding principles and definitions in relation to the prevention of domestic abuse, the support and protection of victims and the management of perpetrators. It is based on awareness of the extent and impact of domestic abuse and the belief shared by all partners that it is never acceptable and will not be tolerated. It aims to reduce the risk generated by the lack of a shared understanding between services and agencies of the definition of domestic abuse, its causes and how it should be responded to.

The consequences of domestic abuse are widespread. It is devastating for victims, their children and society as a whole. Our vision is to work in partnership to encourage a community where domestic abuse does not happen and where, until then, all its victims, including children, are offered effective support and protection, whilst at the same time perpetrators are held to account and supported to change their attitudes and behaviours.

This policy statement is adopted by the Edinburgh Partnership and all the national and local agencies that work in Edinburgh to tackle domestic abuse and wider forms of gender based violence. It highlights domestic abuse as a priority in all areas of public protection, and sets out the key shared principles of effective intervention, with which all agencies' operations and procedures will be consistent. It will inform the development of the Edinburgh Violence Against Women Partnership domestic abuse action plan, which will be aligned with both the local and national Violence Against Women Strategies, currently being developed by the Scottish Government Equalities Unit and the Edinburgh Violence Against Women Partnership respectively.

Further background information is provided at Appendix 1.

CURRENT PARTNERS

The City of Edinburgh Council

Edinburgh Division Police Scotland

NHS Lothian

Edinburgh Women's Aid

Edinburgh Women's Rape and Sexual Abuse Centre

Shakti Women's Aid

Couple Counselling Lothian

Streetwork

Zero Tolerance

Saheliya

Victim Support Scotland

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DEFINITION

The Partnership adopts a broad definition of domestic abuse articulated by the Scottish Government:

Domestic abuse (as gender-based abuse) can be perpetrated by partners or expartners and can include physical abuse (assault and physical attack involving a range of behaviour), sexual abuse (acts which degrade and humiliate victims and are perpetrated against their will, including rape) and mental and emotional abuse (such as threats, verbal abuse, racial abuse, withholding money and other types of controlling behaviour, such as isolation from family and friends).

Domestic abuse can be understood within the wider context of gender-based violence, which is defined as violence directed against a person on the basis of their gender. It is men who predominantly carry out such violence, and women who are predominantly the victims. For example, women and girls are predominantly the victims of domestic abuse, rape and sexual assault, female genital mutilation, forced marriage and sexual harassment. Referring to violence as 'gender-based' highlights the need to understand violence within the context of women's and girls' disadvantaged status in society. Such violence cannot be understood in isolation from the norms, social structure and gender roles within the community, which greatly influence women's vulnerability to violence.

Defining abuse as 'gender-based' means that interventions with victims and perpetrators need to be based on an understanding of what it means to be a man or woman within any given societal context. For example, men who abuse may justify their behaviour with reference to societal expectations of how women, and indeed men, should behave.

Domestic abuse can also be perpetrated against men; it can involve transsexual people and can occur within same sex relationships. Male victims of domestic abuse may find it difficult to report abuse because of gendered notions in society and in the services they approach, relating to masculinity and help-seeking. Someone's experience of domestic abuse can also intersect in complex ways with other protected characteristics like age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex and sexual orientation.

It is important that any interventions with perpetrators or victims are sensitive to all parts of that person's life, on which the abuse may impact. The guiding principles for intervention outlined in this document can be applied to all the different contexts in which domestic abuse can occur.

POLICY STATEMENT: GUIDING PRINCIPLES FOR DOMESTIC ABUSE INTERVENTION

In order to achieve better outcomes for families affected by domestic abuse, the Partnership agrees to the following guiding principles:

1. Solutions are best achieved through partnerships and collaborative working

Domestic abuse is a cross-cutting issue. All available evidence suggests that it is addressed most effectively by a joined up, partnership approach, which includes statutory and voluntary organisations, all accepting a shared responsibility, whilst understanding their unique role. We are committed to a shared vision and to united, sustained and effective action across all agencies and disciplines. This commitment is evidenced by our adoption of these shared principles and our pursuit of common objectives.

2. Better outcomes are achieved when there is a universal, systematic approach to risk assessment and decision making

Effective early intervention requires frontline professionals to be trained in identifying and managing risk, specifically related to domestic abuse. They should be able to support victims if domestic abuse is known, suspected or disclosed; share information where appropriate; and have knowledge of the resources available. Our aim is to develop clear service-specific and multi-agency pathways from the suspicion, allegation or identification of domestic abuse to support for the victim and family, tackling the perpetrator's behaviour and attitudes, and intervening in accordance with the level of risk.

A shared understanding of risk and vulnerability factors among all agencies will assist the multi-agency collaboration and management of domestic abuse cases and ensure the needs, safety and well being of victims are key priorities. It is essential to ensure that victims receive help and achieve safety as early as possible. The gathering and sharing of information should be considered in all cases, particularly where there are children. This will ensure that agencies can respond appropriately at the earliest possible stage, in order to increase the safety of victims and prevent further abuse. Lawful and responsible information-sharing and robust information sharing protocols are vital to help keep victims and their children safe; to facilitate risk assessment; to provide support and advocacy services; and to hold perpetrators to account for their behaviour. A focus on early identification, assessment and intervention, including the provision of skilled and attentive universal services, is the best way to keep victims safe.

3. Partners will work together to protect victims and children and to hold the perpetrators to account

Research tells us that if the victim is not safe, it is unlikely that the children will be. The National Child Protection Guidelines in Scotland (2010) state:

The impact of domestic abuse on a child should be understood as a consequence of the perpetrator choosing to use violence, rather than of the non-abusing parent's/carer's failure to protect. Every effort should be made to work with the non-abusing parent/carer to ensure adequate and appropriate support and protection are in place to enable them to make choices that are safe for both them and the child. At the same time, staff should be maintaining a focus on the perpetrator and monitoring any risk resulting from ongoing abuse.

As well as holding the perpetrator to account and managing their risk, agencies should work with them to change their abusive behaviour. This will not only increase the safety of current victims, but other families in the future. Allowing perpetrators to remain invisible puts the burden of change on victims, but also places them at significant risk of continuing harm. The victim's parenting may have been undermined as part of the abuse they have experienced. Agencies should work to reinforce the authority of the protective parent. Mental and physical ill-health, substance abuse and non-engagement with services should all be understood as possible symptoms and consequences of the abuse the victim has suffered.

Agencies intervening in relation to domestic abuse cases where there are children resident in the household, or with significant connection to the adult involved, should work in accordance with the principles of Getting It Right For Every Child. It is likely that children affected by domestic abuse will need a higher level of support than most children. This means that they should have a child's plan detailing what support will be provided, by whom and when, in order to keep them safe and promote their wellbeing. Agencies' intervention with adults should be consistent with the child's plan.

4. Protection needs to be long-term and should not cease after separation between the abuser and victim

A tendency to respond to singular incidents of physical violence fails to recognise the pattern of other abusive and controlling behaviours and their wide ranging impact on both adult and child victims. Research shows that families may receive 'start-stop' interventions, which cease when couples are seen to have separated. This results in poor outcomes for families, particularly as domestic abuse can be characterised by repeated separation and reconciliation. Periodic intervention does not address the complex issues involved and fails to recognise domestic abuse as a long-term, chronic problem with a cumulative impact, which can include complex trauma. Separation is a time of increased risk. It can lead to an escalation of violence, stalking and harassing behaviour, and conflict over child contact. Services should work together to monitor and support families over the long term, particularly those with multiple or complex needs.

5. Up-to-date training, information and guidance for agencies and individuals across the partnership will improve the quality of service to all victims, their children and perpetrators

A consistent, holistic approach to domestic abuse through the development of a skilled workforce and robust inter-agency training is essential. Victims of domestic abuse and the cultural change we want to see depend on both specialist services and generic and universal services being confident and competent in identifying domestic abuse and responding appropriately. A comprehensive training programme is essential and should include both single

and multi-agency training at all levels. It should take account of the wideranging existing training, which is delivered by both the statutory and voluntary sectors. Organisations should provide opportunities for critical reflection and practice evaluation for workers. Additionally, multi-agency self evaluation can be used to improve and develop practice. This will create coherent, comprehensive and sustained learning, which builds expertise and confidence, and improves practice over time.

Research shows that without adequate awareness, training and support, practitioners are likely to avoid identifying and engaging constructively with those affected by abuse and with perpetrators. Gender based violence and domestic abuse training should bring about a shift in culture and practice so that all agencies have the capacity and commitment to develop interventions, which respond appropriately to the needs of adult and child victims and hold perpetrators to account.

6. Strategies to address domestic abuse should include primary and secondary prevention

Historically, some services have been reactive in nature, often responding to problems once they have become serious enough to have come to the attention of agencies. Although providing services to victims of domestic abuse is essential, tackling the root causes is the only way to eradicate it. Primary prevention seeks to prevent violence before it happens and targets the whole population, but particularly children and young people. It is largely focused on attitudinal and cultural change, including a critical reflection of historic and ongoing gender inequality, as well as the influence of the media. Secondary prevention targets perpetrators of abuse and victims who have experienced it. Both prevention strands need to continue to be included in domestic abuse service provision in Edinburgh.

7. The implementation of a domestic abuse action plan requires effective and accountable governance structures

A multi-agency domestic abuse action plan is being developed, involving all key partners. Clearly defined indicators and targets closely linked to the goals and objectives set out in the Violence Against Women Performance Framework will be used to monitor the progress of the plan's objectives and to evaluate the effectiveness of the plan's activities. In order to do this, partners commit to sharing data within agreed protocols, and evaluating interventions. Regular reports on the implementation and progress of the plan will be provided to the Violence Against Women Partnership and the Edinburgh Chief Officers' Group – Public Protection. Service users will be consulted and involved in any significant changes to policy and provision.

The Violence Against Women Partnership's domestic abuse action plan will be integrated with the strategies and plans of Edinburgh's other public protection committees (adult, child, offender management and drug and alcohol partnership) and reflect the existing policies and practice of the City of Edinburgh Council, NHS Lothian, Police Scotland and voluntary sector partners. This will promote collaboration across all service areas, particularly between adult, child and public protection.

8. Adequate resources need to be allocated to achieve good outcomes for families affected by domestic abuse

It is important that services are resourced adequately and appropriately. In an economic climate, which requires us to spend less and work more efficiently, partners need to consider how staffing and financial resources can be used more effectively to achieve the improvement to which we aspire. The partners are committed to exploring the best way to target spending and access additional national and local resources to achieve the most positive outcomes.

RESPONSIBILITIES

This policy will be monitored by the Edinburgh Partnership and the Edinburgh Chief Officers' Group – Public Protection. All agencies within the partnership will be supported to adopt this policy as a minimum standard, with acknowledgement and recognition of existing strategic objectives of the associated agencies. This policy should align with partner agencies equality policies to prevent discrimination across the protected characteristics of age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex, and sexual orientation.

LEGISLATIVE CONTEXT

Adult Support and Protection (Scotland) Act 2007

Children (Scotland) Act 1995

Children's Hearing (Scotland) Act 2011

Domestic Abuse (Scotland) Act 2011

Forced Marriage etc. (Protection and Jurisdiction) (Scotland) Act 2011

Protection from Abuse (Scotland) Act 2001

Prohibition of Female Genital Mutilation (Scotland) Act 2005

ASSOCIATED DOCUMENTS

Coordinated Community Response Model

Safer Lives: Changed Lives: A Shared Approach to Tackling Violence Against Women in Scotland (The Scottish Government 2009)

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National Guidance for Child Protection in Scotland (The Scottish Government 2010)

<u>A Partnership Approach to Tackling Violence Against Women in Scotland</u> (COSLA / The Scottish Government 2009)

<u>No excuse! Violence against women</u> (partnership strategy 2008-2013; to be reviewed in 2013)

National Domestic Abuse Delivery Plan for Children and Young People (The Scottish Government 2008)

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<u>A place of greater safety</u> (Co-ordinated action against domestic abuse CAADA 2012)

Beyond Violence: Breaking cycles of domestic abuse (The Centre for Social Justice, 2012)

<u>Literature Review: Better Outcomes for Children and Young People Experiencing</u> <u>Domestic Abuse – Directions for Good Practice</u> (Scottish Government, 2008)

Help for male victims of domestic abuse – Men's Advice Line website

Domestic abuse and gender inequality: An overview of the current debate (Centre for Research on Family and Relationships, 2013)

Stronger Together: Guidance for women's services on the inclusion of transgender women (Tayside VAW Training Consortium / LGBT Youth Scotland 2011)

Out of sight, out of mind? Transgender People's Experiences of Domestic Abuse (LGBT Youth Scotland / Equality Network 2010)

Where do you go? Who do you tell? Consultation on the needs of gay, bisexual and transgender men who experience domestic abuse in Scotland (LGBT Scotland 2012)

BACKGROUND

Domestic abuse is costly, in both financial and human terms. Research has estimated that the cost of domestic abuse to the Scottish public purse is £2.3 billion. The costs are high, principally because opportunities for early intervention and prevention are missed routinely, leading to more expensive interventions later.

The monetary impact of dealing with domestic abuse is less significant than the costs to society. The ripple effects are long-term and far reaching; not just for the individuals and their children, but for the wider community. Domestic abuse features heavily in the lives of children on the Child Protection Register, looked after children, young offenders and in those displaying bullying and disruptive classroom behaviour. Domestic abuse is also a feature in the lives of many people with mental health problems, people who misuse alcohol and drugs and women offenders. It is a factor in many violent crime figures, including murder, and in a substantial number of homeless applications and disputed child contact cases, which tie up family courts.

The number of domestic incidents recorded by Police Scotland has increased steadily over the last four years to around 5300 in Edinburgh. In approximately 45% of these incidents, children were identified as present or resident in the home. These figures are concerning. Witnessing or experiencing domestic abuse represents one of the most serious risks to children in our society. This is reflected in the number of cases added to the Edinburgh Child Protection Register. Between August 2011 and July 2012, domestic abuse was identified as a concern in 40% of all registrations. As well as the risks related to domestic abuse, there is also a significant correlation with other child protection issues. Where domestic abuse is identified, it is related to emotional abuse in just over half the cases; parental alcohol and drug misuse in over a third; neglect and physical abuse in just under a quarter, and sexual abuse in just under a tenth.

Domestic abuse has a devastating impact on the adult victim. Far from being limited to physical assault, the abuse can have a long-term emotional and psychological impact, which can cause knock-on effects to almost every other area of their life. Similarly, the physical, psychological and emotional effects of domestic abuse on children can be severe and long-lasting. Domestic abuse can disrupt a child's environment profoundly, undermining their stability and damaging their physical, mental and emotional health. Domestic abuse during pregnancy also has a long-term and wide-ranging impact on the mother and child.

The response of services to both the victims and perpetrators of domestic abuse is critical. Given its widespread nature, it is likely that it will be uncovered in a range of settings when services are engaging with families in Edinburgh. Whilst it is essential to guarantee that there are specialist services to tackle domestic abuse, we also need to ensure that professionals across all service areas know what to do when they interact with known or suspected perpetrators or victims. It is not enough for mainstream services to rely on referral to specialist resources, and a coordinated, informed response from universal and generic children and adult services is essential.

Edinburgh benefits from highly skilled professionals who are passionate in this field and are already at the forefront of innovation. Further co-ordination across all stakeholders will avoid responses becoming fractured and therefore less effective. Effective joint working, based on shared principles and priorities support positive outcomes for victims and their children. It is important that perpetrators are not left unaccountable for their actions, free to continue to abuse their current or future partners. The current change in focus from Police Scotland to the increased targeting of perpetrators is welcome and will form an integrated part of this work. By agreeing a shared understanding of the issues, progress can be made towards a consistent and better integrated approach. This document highlights domestic abuse as a priority in all areas of public protection, and sets out the key shared principles of effective intervention.