

QUESTIONNAIRE FOR THE COURTS and PROSECUTORS

Quantitative questions:

	2008	2007	2006
Number of cases of domestic violence including domestic sexual assault			
Number of cases of sexual assault not in the home			
Number of cases of DV with a firearm used to threaten but not fired			
Number of cases of sexual assault with a firearm used to threaten but not fired			
Number of cases of firearms injury during DV			
Number of cases of firearms injury during other sexual violence			
Number of reported cases of lethal DV violence with firearms			
Number of reported cases of lethal sexual assault with firearms			
Number of cases – perpetrator did not have license for arms possession			

1. What percentage of sexual assault cases get to court?
 2. What percentage of domestic violence cases get to court?
 3. What is the law on firearms possession in X country? *The courts are unlikely to know the actual laws.*
 4. Is this law connected to domestic violence prevention laws? *The courts are unlikely to know the actual laws.*
 5. Is the use of a firearm taken as aggravating circumstances in criminal proceedings in cases of domestic violence?
 6. Is the use of a firearm taken as aggravating circumstances in criminal proceedings in cases of sexual assault? If yes, what is the average response in the case of:
 - injury,
 - fatality
- Information related to restraining orders is much more relevant to the courts when talking about homicide.*
7. Is there a difference in sentencing if the victim is or was in intimate relationship with the perpetrator (as wife, ex-wife, intimate partner, daughter, sister, mother, etc)?
 8. Is there a practice to order protective measure of deprivation of arms from offender during the criminal procedure?

Important questions for the Courts and Prosecutors

- a) Is it obligatory for the police to seek a protection order in domestic violence cases?
- b) Does the court always ask about firearms (is it obligatory)?
- c) Is it obligatory to remove firearms?
- d) How often are they removed?
- e) How often is a licence cancelled?
- f) Are future gun purchases and possession blocked?
- g) Is there a compiled record of firearm licenses, purchases and possession?
- h) Is there an exemption for types of work – police, military?
- i) Is the usage of a firearm taken as aggravating circumstances in criminal proceedings in cases of domestic violence? If yes, what is the practice?