

People prosecuted under section 11 of the Sexual Offences (Scotland) Act 2009, where main charge, 2013-14 to 2016-17

Financial year		2013-14	2014-15	2015-16	2016-17
Total prosecuted		3	1	1	1
Main crime:	Charge:				
Rape	SECTION 1 & 11	2	1	-	1
Sexual assault (16+)	SECTION 3 & 11	-	-	1	-
Administering a substance for sexual purposes	SECTION 11	1	-	-	-
People who received a custodial sentence:					
Rape: SECTION 1 & 11	4 years & Over	2	1	-	-

Source: Scottish Government Criminal Proceedings database

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

ANNEX

REASONS FOR NOT PROVIDING INFORMATION

The Scottish Government does not have the information you have asked for because:

(i) *Please provide how many cautions were given* - formal police cautions do not apply in Scotland. More information is available via this link <https://www.mygov.scot/police-fiscal-warning-penalty/>. Our database shows there were no direct measures against section 11 for this time period.

(ii) *Please provide how many reports were made to Police Scotland under Section 11 which were not prosecuted* – this information is not held centrally. Police Scotland may receive a report of a crime but not have sufficient evidence to refer the case on to the Crown Office & Procurator Fiscal Service.

This is a formal notice under section 17(1) of FOISA that the Scottish Government does not have the information you have requested.