

ABH	
<p>Transcript case 8 – 2016 Defendant and victim were previously in a relationship and had lived together. Victim went to defendant's house while he was at work and put music on loudly, defendant came home when victim called him; there was an argument and subsequently defendant 'snapped', and kicked, slapped and punched victim, causing multiple injuries including significant bruising to body and face, black eye, a bleed below the skin of the eye and a haemorrhage in inner ear. Multiple references to a history of the defendant controlling the victim through acts of violence (suggesting domestic abuse).</p>	<p>Late G plea. 18 months immediate custody.</p>
<p>Transcript case 10 – 2016 Defendant was partner of victim, and had two previous convictions for ABH against same victim (and was sent to prison both times). They have two children together. Defendant went to victim's house and beat her up: put his hands around her throat, dragged her around the room, chucked a suitcase at her, grabbed her hair, pushed her face into the ground, and only stopped when she fought back. Later that day, defendant assaulted a police officer (separate offence). No indication that the children were around during the offence, but the judge makes clear the effect that this will have on the children.</p>	<p>Guilty plea – Credit not specified but starting point 3 years custody reduced to 28 months immediate custody (plus 4 month consecutive for Assault on PC)</p>
<p>Transcript case 11 – 2016 Argument between neighbours over the use of washing lines. Defendant meant to hit male in retaliation to being pushed, but struck the female neighbour with a decanter that he swung. Injuries were "not particularly serious" - a nasty two inch cut to the back of her neck and some other small cuts and scratches. Defendant was drunk and has drinking problem. Offender lost his flat as result of incident.</p>	<p>Early Guilty plea – starting point 12 months reduced to 8 months' custody suspended for 18 months, with a rehabilitation activity requirement for 25 days, an alcohol treatment requirement for six months, and a condition to reside only in residences approved by the probation officer.</p>
<p>Transcript case 14 – 2016 "Nasty" assault in the middle of the night on the street, caused victim serious injury - knocked out his front teeth. Victim had to undergo dental treatment, and now feels reluctance to go out/nervous on the street. Offender of previous good character and Judge refers to job in passing sentence.</p>	<p>Guilty plea but credit not specified. Community Order – 100 hours unpaid work Compensation of £2400 for victims dental work ordered.</p>
<p>Transcript case 21 - 2016 - Pre planned revenge on ex-partner of female co defendant – very few details but Judge says was intimidation of victim and would</p>	<p>Plea not specified. SSO 12 months suspended for 2 years, 180 hours unpaid work.</p>

<p>have been terrifying for him. Limited physical injuries not most serious.</p>	
<p>Transcript case 22 - 2016 - Offence in victims home. Used weapon and kicked him. Sustained and unprovoked assault. Injuries described as serious. Lacerations to the back and right side of victims head and injuries to the other side of his body.</p>	<p>Aggravating factors - pre cons, offence location, ongoing effect upon victim which Judge says deserves higher sentence. Limited credit for G plea as no remorse 10% credit. 26 months immediate custody</p>
<p>Transcript case 16 - 2016 Beat girlfriend's 3 year old daughter. Very few details but Judge says "quite frankly, I cannot conceive of how an adult male can beat a little girl like this but you did".</p>	<p>Plea not specified – 2 years 6 months immediate custody.</p>
<p>Transcript case 22 - 2016 Female offender; likened to male getting drunk and acting with savage violence in city centre due to drink and short temper. Committed savage attack on woman who was trying to help her, punched and kicked her while she was on ground until she was unconscious, and then continued to attack her. Physical injuries were serious, but nowhere near as serious as the level of the attack delivered to her. Severe effect upon victim's psychological wellbeing. Is scared to go out and has lost all of her confidence.</p>	<p>Guilty plea at earliest opportunity. Judge mitigates for age of offender (19). 13 months YOI.</p>
<p>S20 GBH</p>	
<p>Transcript case 10 – 2016 In 2006, D was in a relationship with V's mother. The mother went out to work, leaving V (a two year old) in D's care. When the mother returned home, V was "a wholly different, damaged" child, and was "unresponsive, stiff" and with a reduced level of consciousness. V suffered a fractured skull and brain damage such that she needed surgery to reduce the inter-cranial pressure. V is now partially sighted, has substantial learning difficulties, and behavioural problems. She is four years delayed in her learning. Places great pressure on and has impact on family. Medical evidence shows the injuries were non-accidental, but over the 20 years following, D never revealed what had happened or why. Prosecuting authorities could not take the investigation further at the time (not clear why) but in 2012 D made comments as to what may have occurred. Original charge was s18. D was being treated for PTSD due to time spent in the army, but evidence showed he never went past basic training. D said that he was not fit to</p>	<p>Starting point 4 years immediate custody. 25% credit for plea, 3 years custody</p>

<p>plead, but psychiatrists found him to be suffering from an anxiety disorder and judge ruled he was fit to plead.</p>	
<p>Transcript case 11 – 2016 D and co-D attacked a man in his own flat. Reason hadn't ever become clear, but it "involved drugs". They forced their way into V's home, threw items at him (dumbbells and wood), and D hit him repeatedly with a saucepan. Flat was "trashed" (glass table was smashed and other items damaged). Very few details re injury – Judge just says it wasn't major.</p>	<p>Starting point not specified but 33% reduction for plea and 6 months custody suspended for 12 months.</p>
<p>Transcript case 29 – 2016 Offender went with co-defendant to a property to buy drugs. Due to drug debt, victim (drug dealer) attacked offender with claw hammer, hitting him on head. Offender took hammer from him and hit him back - argued excessive self defence. Serious injuries to face, fractures to nose and facial bones and fractures to ribs and wounds to scalp. Offender received life changing brain injury himself during incident described as significant cognitive impairment.</p>	<p>Guilty plea. Starting point 2 years custody reduced to 16 months for plea.</p>
<p>Transcript case 35 - 2018 Disagreement in club with others, including 50 year old victim. Victim extended hand to shake D's hand but in fact punched offender in face. Later on offender saw victim and ran at him and while he was standing kicked him to head and shoulder area. Hard kick and took victim to the ground where he struck his head and suffered a subdural haemorrhage and immediate bleeding from skull fracture. Underwent emergency surgery to remove blood clot and in hospital for three weeks. Injuries life changing. Character changed, becomes irritable and cannot taste or smell. Short term memory affected. Has lost confidence in driving and has given up. Blurred vision in one eye and used to keep fit at gym and run but no longer can due to effect on balance. Still able to work.</p>	<p>Guilty plea. Starting point 18 months custody. Discount 33% for plea. 12 months immediate custody.</p>
<p>Transcript case 40 – 2014 Injured 3 month old baby son. Thought to have shaken baby and smacked his head against hard object. Injuries - Multiple retinal haemorrhage to eye, long transverse skull fracture of left parietal bone. Invasive medical procedures required before</p>	<p>20% credit for plea, final sentence 2 years 4 months immediate custody.</p>

<p>identified as non-accidental injury, including lumber puncture and antibiotics through IV. No long term impact and discharged after 10 days.</p>	
<p>Transcript case 41 – 2014 J describes as single shaking to baby by mother under very great strain. She injured him then neglected to seek treatment. Baby needed to be resuscitated by offender’s husband. Report from consultant set out devastating neurological and other serious effects on baby.</p>	<p>Plea in fifth week of trial, Judge still gives very limited 5% credit. Says as no premeditation top end of Cat 2 case, but says SP of 18 months far too low and imposes 3 years immediate custody.</p>
S20 WOUNDING	
<p>R v Hegarty – appeal case Pleaded to s20 wounding as alternative to s18. Offender had known victim for about two years and had been living at victim’s address for about six months, as he was struggling for a place to stay and victim wanted to help him out. Offence came about during argument between the two men because victim considered that the appellant was overstaying his welcome. The appellant threw a small coffee table or stool at victim, causing an injury to his head. He then punched him twice in the head. When he saw blood pouring down victim’s head, the appellant stopped, realised what he had done and started to panic. He offered to grab a towel and clean up the blood, but victim was so scared that the appellant would attack him again that he grabbed his house keys and fled. He asked a resident who was out in the street to help him. Treated in hospital for an 8-centimetre wound to the left of the top of his head, which was treated with eight staples to the wound. He underwent a CT scan which demonstrated no acute intracranial pathology. Victim was subsequently discharged after a period of observation. Appellant said he had not intended to hit the complainant on the head with the stool but merely to shut him up.</p>	<p>Judge found that it was a repeated assault but not sustained, as it was over quickly, so it was on the borderline between greater and lesser harm. However, it was clearly a matter where there was higher culpability because he used a stool as a weapon. Victim did not attend trial so Judge gave 15% credit to offender as he pleaded in absence of victim. After trial would have been 18 months but sentenced to 15 months' imprisonment. Upheld on appeal.</p>
<p>Transcript case 13 – 2016 Incident started in a shop, something was said between V and D. V left the shop and waited outside, D came out of the shop and viciously punched V, fracturing his jaw. D then got into a fight with V and possibly V's friend.</p>	<p>Starting point 4 years Immediate custody. Discount of 20%. Overall 3 years and 4 months for wounding and 2 years 6 months for fractured jaw, to be served concurrently.</p>

<p>During the fight, D bit a section of V's ear off. Judge said the two offences (wounding and jaw fracture) aggravate each other. D had many previous convictions, including some for similar offences. Two fractures to V's jaw, and V had to have his jaws wired and had to eat and drink "no doubt using a straw", causing a great deal of discomfort and unpleasantness for him". V also had a sizeable section of his ear bitten off ("a permanent disfigurement") and may have to undergo plastic surgery for reconstruction.</p>	
<p>Transcript case 30 -2016 Victim was ex-boyfriend of a friend of the offender. She saw him out with new girlfriend and attacked him in a nightclub. She smashed a bottle and used it to attack him, first to his legs and then to his arm cutting him and then she punched him. He was trying to protect new girlfriend and thought she was punching did not know was using bottle. Injuries required stitches but not serious and he was at work next day.</p>	<p>Immediate custody starting point. Plea not specified but 16 months custody suspended for 2 years plus 300 hours unpaid work</p>
<p>Transcript case 8- 2016 Female defendant stabbed partner in leg. They had been out drinking together. When they came home, he fell asleep on the sofa and woke to find her standing beside him with a knife in her hand and stab wound in his thigh which judge described as "unpleasant, but it is not a particularly bad wound". D admitted stabbing him and called an ambulance, and told the police the voices made her do it. Later, a consultant psychiatrist concluded that she was not suffering from any psychotic/psychiatric illness but the problem was caused by alcohol consumption. D had a previous caution for affray for cutting her mother's mouth/nose with a knife while drunk.</p>	<p>Starting point 18 months immediate custody. G plea 33% reduction. Final sentence CO for 12 months with RAR, alcohol treatment requirements for 9 months and 100 hours unpaid work. (Judge said he may have imposed SSO of 9 or 10 months, but offender had already spent 3 and a half months in custody.)</p>
<p>Transcript case 12 - 2016 D struck out at V with his hand, which contained keys, and it was the keys that caused the injury. The injury was not a serious one, but could have been." V bled profusely. No further details of offence. Sentenced on basis of plea, but original allegation (involving a knife) was very different and Judge says he would have sentenced use of knife differently.</p>	<p>Guilty plea 33% reduction. Sentence - 6 months' custody suspended for 12 months, with a RAR for up to 20 days</p>

<p>Transcript case 15 - 2017 Breakdown of friendship between the victim and offender. Both were on a night out; by chance met in nightclub and D tried to make contact a number of times over a resentment (repelled by victim or friends when trying to do this); exacerbated by alcohol. Got down on knees when victim was sitting; victim was looking away. Took a bottle and struck her forehead. Split skin causing a centimetre long wound - needed 4 stitches and left an embarrassing scar. Victim now anxious about seeing D again in similar situation. Judge said aggravated by use of alcohol, but defendant young and this was out of character for her. No previous convictions and has shown remorse.</p>	<p>Starting point 12 months immediate custody. G plea 33% reduction. 8 months suspended for 2 years, with Rehabilitation Activity Requirement plus 150 hours unpaid work.</p>
<p>Transcript case 31 - 2017 On off relationship with ex-partner. Went to her house at 6.30am, forced her into house as she was leaving and had a knife and made threats to her. Another female upstairs in house, offender called her down. Removed bag from victim (ex-partner) took her keys and forced her into living room. Suspected she had been seeing another man and got angry. Picked up tv and smashed against wall, armed himself with a leg from TV stand as a weapon and carried out a brutal and vicious attack striking her face, head, legs and body. Then picked up sound bar and did same, then punched her and stamped on her repeatedly. Violence continued, picked up a glass and threw it towards her but it didn't smash, then smashed glass towards her which cut her forearm. Held out knife to her and told her he had spent two hours sharpening it in order to inflict serious harm upon her. She sustained a cut to back of her shin - unclear if intentional or reckless. Other female needed to leave house and he let her on condition she returned with a plaster. Left property after 6 hours as had to go to Benefits office. Good fortune injuries were not serious bearing in mind brutal and sustained assault. Bruising to face, lips and eyes all over her legs and 10in wound to back of shin which required 8 stitches</p>	<p>Judge said after trial would have been 54 months, with credit for plea 3 years for s20.</p>