

**DATA ON DENOUNCEMENTS, REGISTERED PENAL AND CIVIL
PROCEDURES, PROTECTION ORDERS REQUESTED
IN TRIALS OF VIOLENCE UPON WOMEN (TVW)¹ AND JUDGEMENTS
DICTATED BY THE JURISDICTIONAL ORGANS IN THIS MATTER IN 2009**

I. COURTS OF VIOLENCE UPON WOMEN

DATA DENOUNCEMENTS RECEIVED IN 2009

| TOTAL DENOUNCEMENTS | Presented by the victim ² | Presented by family | Police statements ³ | Wound reports | Assistance services / Third persons |
|------------------------|--|------------------------|-----------------------------------|------------------|--|
| 135.540 | 10.872 | 451 | 106.516 | 16.138 | 1.563 |
| | 8% | 0,3% | 78,6% | 11,9% | 1,2% |

RENOUNCEMENTS TO TRIAL⁴

| RENOUNCEMENTS TO TRIAL | RATIO RENOUNCEMENTS/DENOUNCEMENTS |
|---------------------------|--------------------------------------|
| 16.762 | 12,4% |

NATIONALITY WOMEN WITHDRAWN

| | | |
|---------|-------|-----|
| SPANISH | 9.185 | 55% |
| FOREIGN | 7.577 | 45% |

¹ Data referred to the Trials exclusively on Violence upon Women (92) as well as the ones which combined in the knowledge of this matter with others, a total number of 366.

² Presented directly in Court

³ It includes the ones initiated from the denouncement of the victim –a total of 87.638- , by the denouncement of family –a total of 1.436- and by direct police intervention –a total of 17.442-.

⁴ In principle they only reveal the position of the victim in some moment of the processing of the denouncement without it having to affect the duty of investigation.

PENAL MATTERS REGISTERED⁵ IN THE TVW⁶

| PENAL MATTERS | URGENT PROCEDURES ⁷ | PREVIOUS PROCEDURES ⁸ | SHORTENED PROCEDURES ⁹ | TRIALS ON OFFENCES | SUMMARIES ¹⁰ | LAW OF THE JURY |
|---------------|--------------------------------|----------------------------------|-----------------------------------|--------------------|-------------------------|-----------------|
| 205.779 | 60.266 | 94.213 | 40.647 | 10.272 | 335 | 46 |
| | 29% | 46% | 20% | 5% | - | - |

TRIALS ON OFFENCES AND QUICK TRIALS PERFORMED IN THE COURTS OF VIOLENCE UPON WOMEN

| TOTAL TRIALS ON OFFENCES PERFORMED | QUICK TRIALS ON OFFENCES | OTHER TRIALS ON OFFENCES |
|------------------------------------|--------------------------|--------------------------|
| 9.773 | 4.491 | 5.282 |
| | 46% | 54% |

TYPE OF CRIMES HEARD¹¹

| WOUNDS | AGAINST FREEDOM | AGAINST SEXUAL FREEDOM AND INDEMNIFICATION | AGAINST MORAL INTEGRITY | AGAINST FAMILY RIGHTS AND DUTIES | HOMICIDES ¹² | BREAKING OF SENTENCES | BREAKING OF MEASURES | OTHERS |
|---------|-----------------|--|-------------------------|----------------------------------|-------------------------|-----------------------|----------------------|--------|
| 111.313 | 12.260 | 836 | 4.122 | 1.551 | 92 | 2.427 | 3.795 | 6.471 |
| 78% | 9% | 0,6% | 3% | 1,1% | 0,1% | 2% | 2,7% | 4% |

⁵ The data incorporates the transformation that the matters may suffer (initial qualification as urgent procedures and subsequent transformation into previous procedures..., as well as the ones that are relevant to the different phases of the proceedings) for which they aren't equal to the total amount of denouncements.

⁶ In all of these penal matters the victim is a woman –except in crossed denouncements- and the criminal event has been committed within the sphere of the couple or ex couple.

⁷ Matters dealt with through a Quick Trial.

⁸ Phase of hearing of the shortened proceedings.

⁹ Proceeding followed for the indictment of punishable crimes with a sentence of up to 9 years of deprivation of freedom.

¹⁰ Proceeding followed for the indictment of punishable crimes with a sentence of more than 9 years of deprivation of freedom.

¹¹ It corresponds to the initial prequalification, which tends, as well, to include as wounds the thick amount of denounced violence, previous to the accusation which is formulated and the pronouncement made by the sentence.

¹² It includes both committed homicides and attempts of homicide.



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INDICTED PEOPLE IN THE TVW¹³

| Total indicted people | CONDEMNED | | ABSOLVED | |
|-----------------------|-----------|---------|----------|---------|
| | Spanish | Foreign | Spanish | Foreign |
| 22.756 | 11.807 | 5.630 | 4.212 | 1.107 |
| | 52% | 25% | 18% | 5% |
| | 77% | | 23% | |

FORM OF TERMINATION

| TOTAL | ACQUITTAL SENTENCES | CONDEMNATION SENTENCES | FREE DISMISSAL | PROVISIONAL DISMISSAL | RAISING COMPETENT ORGAN |
|---------|---------------------|------------------------|----------------|-----------------------|-------------------------|
| 107.755 | 4.364 | 15.592 | 4.384 | 46.565 | 36.850 |
| | 4% | 14,5% | 4,1% | 43,2% | 34,2% |

¹³ Referred to trials of offences and sentences for crimes pronounced of conformity. The absolutions, therefore, refer to the offences, because the conformity sentence is always a condemning one. The total percentage of indicted men was a 99% of the total of indicted people, a 77% of which ended up being condemned. Of the indicted women –a 1% of the total of indicted people-, a 61% also ended up condemned.



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CIVIL MATTERS ADMITTED IN THE TVW

| CIVIL MATTERS | DIVORCES WHICH HAVEN'T REACHED A CONSENSUS | DIVORCES WHICH HAVE REACHED A CONSENSUS | PREVIOUS MEASURES | CONTEMPORARY MEASURES | GUARD, CUSTODY OR FEEDING OF NATURAL SONS FROM OUTSIDE MARRIAGE | OTHERS ¹⁴ |
|---------------|--|---|-------------------|-----------------------|---|----------------------|
| 18.654 | 5.470 | 877 | 1.962 | 2.143 | 3.325 | 4.877 |
| | 29,3% | 4,7% | 10,5% | 11,5% | 17,8% | 26,2% |

¹⁴ It includes contentious trials, for example on filiation, maternity and paternity, paternal filial relation, marital nullities, mutual agreement and contentious separation, measure modification or liquidation of marital economic regime.

**DATA ON PROTECTION ORDERS REQUESTED AND INITIATED
IN THE TRIALS OF VIOLENCE UPON WOMEN¹⁵**

| PROTECTION ORDERS | REQUESTED | AGREED | NOT AGREED | RATIO ORDERS/ DENOUNCEMENTS |
|-------------------|-----------|--------|------------|--------------------------------|
| TOTAL | 41.083 | 28.782 | 12.430 | 30% |
| | | 70% | 30% | |

| TOTAL PETITIONERS | SPANISH WOMEN | FOREIGN WOMEN | OVER-AGED WOMEN | UNDER-AGED WOMEN |
|-------------------|---------------|---------------|-----------------|------------------|
| | 65% | 35% | 98% | 2% |

FAMILY RELATIONSHIP

| SPOUSE | EX SPOUSE | AFFECTIVE RELATIONSHIP | EX AFFECTIVE RELATIONSHIP |
|--------|-----------|------------------------|---------------------------|
| 30% | 12% | 31% | 27% |

| % NATIONALITY DENUNCIATED MEN | SPANISH MEN | FOREIGN MEN |
|-------------------------------|-------------|-------------|
| | 65% | 35% |

¹⁵ As well as those processed in the TVWs, 7.919 Protection Orders related with gender violence were requested before the Police Court, outside their hearing timetable, a 23,64% less than in 2008 (in which 10.371 POs were requested). Of the requested 7.919, 6.119 have been agreed, a 77,3%. 35% of the women who requested Protection Orders in the Police Courts were foreign (the percentage of foreign women who requested POs in 2008 was a 37,3% of the total amount of petitioners).

PENAL MEASURES DERIVED FROM THE PROTECTION ORDERS AND FROM OTHER PREVENTIVE MEASURES (Of Security and Protection)¹⁶:

87.444 (64.849 of them have been agreed in the sphere of the Protection Order, a 74%, and 22.595, a 26%, as Preventive Measures).

| | DEPRIVERS OF FREEDOM | EXIT OF HOME | SEPARATION ORDER | BAN ON COMMUNICATION | BAN ON RETURNING TO PLACE | SUSPENSION OF HOLDING AND USE OF WEAPONS | OTHER |
|---|----------------------|--------------|------------------|----------------------|---------------------------|--|-----------|
| PO | 1.531 | 4.303 | 23.893 | 23.566 | 5.013 | 4.265 | 2.278 |
| PM | 924 | 1.444 | 7.867 | 7.637 | 1.607 | 1.705 | 1.411 |
| % Penal Measures adopted over the total adopted POs | 5% | 15% | 83% | 82% | 17% | 15% | 8% |

CIVIL MEASURES DERIVED FROM THE PROTECTION ORDERS AND FROM OTHER PREVENTIVE MEASURES (Of Security and Protection):

23.769. (22.517 of them, a 95%, have been agreed in the sphere of the PO and the rest, 1.149, a 5%, as Preventive Measures)

| CIVIL MEASURES | ATTRIBUTION OF HOUSING | EXCHANGE HOUSING | SUSPENSION OF VISITS REGIME | SUSPENSION OF LEGAL AUTHORITY | SUSPENSION OF GUARD AND CUSTODY | PROVISION OF FOOD | PROTECTION OF CHILD TO AVOID DANGER OR DAMAGE | OTHER |
|---|------------------------|------------------|-----------------------------|-------------------------------|---------------------------------|-------------------|---|--------------|
| PO | 6.627 | 73 | 859 | 81 | 2.223 | 7.630 | 208 | 4.816 |
| PM | 368 | 7 | 55 | 13 | 95 | 368 | 11 | 232 |
| % Civil Measures adopted over the total adopted POs | 23% | 0,2% | 3% | 0,3% | 8% | 27% | 1% | 17% |

¹⁶ Each decision can incorporate more than one measure.



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| <i>PROTECTION ORDERS ADOPTED AND DENIED BY THE AUTONOMOUS COMMUNITIES</i> | | | | | |
|---|---------------|------------------|------------|-----------------|------------|
| | Initiated | Resolved Adopted | % | Resolved Denied | % |
| Andalusia | 7.115 | 5.287 | 74% | 1.823 | 26% |
| Aragon | 707 | 593 | 84% | 115 | 16% |
| Asturias | 833 | 426 | 51% | 407 | 49% |
| Balearic Islands | 1.466 | 705 | 48% | 761 | 52% |
| Canary Islands | 3.057 | 1.978 | 65% | 1.083 | 35% |
| Cantabria | 399 | 253 | 63% | 144 | 36% |
| Castile and Leon | 1.584 | 1.260 | 80% | 323 | 20% |
| Castile La Mancha | 2.181 | 1.746 | 80% | 453 | 21% |
| Catalonia | 6.787 | 3.947 | 58% | 2.882 | 42% |
| Valencia | 4.721 | 4.137 | 88% | 643 | 14% |
| Extremadura | 714 | 560 | 78% | 160 | 22% |
| Galicia | 1.322 | 815 | 62% | 511 | 39% |
| Madrid | 6.570 | 4.161 | 63% | 2.412 | 37% |
| Murcia | 1.978 | 1.823 | 92% | 155 | 8% |
| Navarra | 366 | 240 | 66% | 126 | 34% |
| Basc Country | 989 | 595 | 60% | 394 | 40% |
| La Rioja | 294 | 256 | 87% | 38 | 13% |
| Spain | 41.083 | 28.782 | 70% | 12.430 | 30% |



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INTERPOSED DENOUNCEMENTS AND RENOUNCEMENTS TO THE CONTINUATION OF THE TRIAL

| | Received denouncements | Renouncements to trial | % Renouncements from Spanish women | Denouncements per every 10.000 women | Autonomous community with higher number of denouncements per habitant | Ratio Renouncements /denouncements | Ratio Orders / denouncements |
|-------------------|------------------------|------------------------|------------------------------------|--------------------------------------|---|------------------------------------|------------------------------|
| Andalusia | 26.838 | 3.369 | 69% | 62,9 | 6 | 12,6% | 27% |
| Aragon | 2.848 | 270 | 49% | 42,4 | 10 | 9,5% | 25% |
| Asturias | 2.373 | 351 | 68% | 42,0 | 11 | 14,8% | 35% |
| Balearic Islands | 4.453 | 957 | 47% | 81,8 | 3 | 21,5% | 33% |
| Canary Islands | 8.982 | 1.077 | 62% | 85,4 | 1 | 12,0% | 34% |
| Cantabria | 1.172 | 78 | 59% | 39,0 | 15 | 6,7% | 34% |
| Castile and Leon | 5.090 | 738 | 56% | 39,4 | 13 | 14,5% | 31% |
| Castile La Mancha | 5.370 | 766 | 57% | 52,2 | 8 | 14,3% | 41% |
| Catalonia | 18.218 | 2.073 | 50% | 48,4 | 9 | 11,4% | 37% |
| Valencia | 19.350 | 2.126 | 51% | 75,7 | 4 | 11,0% | 24% |
| Extremadura | 1.702 | 92 | 78% | 30,7 | 17 | 5,4% | 42% |
| Galicia | 6.068 | 452 | 67% | 41,9 | 12 | 7,4% | 22% |
| Madrid | 20.863 | 2.311 | 40% | 63,4 | 5 | 11,1% | 31% |
| Murcia | 6.085 | 965 | 48% | 85,1 | 2 | 15,9% | 33% |
| Navarra | 1.236 | 319 | 37% | 39,2 | 14 | 25,8% | 30% |
| Basque Country | 4.058 | 660 | 57% | 36,6 | 16 | 16,3% | 24% |
| La Rioja | 834 | 158 | 48% | 52,3 | 7 | 18,9% | 35% |
| Spain | 135.540 | 16.762 | 55% | 57,4 | | 12,4% | 30% |



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II. PENAL TRIALS

SENTENCES PRONOUNCED BETWEEN JANUARY-DECEMBER 2009 IN THE SPHERE OF GENDER VIOLENCE

| Period | Condemning sentence with consent | Condemning sentence without consent | Verdicts of not guilty |
|-------------------------|----------------------------------|-------------------------------------|------------------------|
| | 6.885 | 9.706 | 16.640 |
| January - December 2009 | 21% | 29% | 50% |
| | 16.591 (50%) | | |

Total sentences: 33.231

III. PROVINCIAL HEARINGS

SECTIONS SPECIALIZED IN VIOLENCE UPON WOMEN

CELEBRATED TRIALS ON GENDER VIOLENCE IN TRIALS UNIQUE INSTANCE

| Period | Condemning Sentence | Verdicts of not guilty |
|-------------------------|---------------------|------------------------|
| | 367 | 83 |
| January - December 2009 | 82% | 18% |

Total sentences: 450



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**TOTAL SENTENCES PRONOUNCED BETWEEN JANUARY – DECEMBER 2009
IN THE SPHERE OF GENDER VIOLENCE**

| <i>ORGAN</i> | <i>TOTAL SENTENCES</i> | <i>CONDEMNING SENTENCES</i> | <i>%</i> | <i>VERDICTS OF NOT GUILTY</i> | <i>%</i> |
|---------------------|------------------------|-----------------------------|------------|-------------------------------|------------|
| TVW | 19.956 | 15.592 | 78% | 4.364 | 22% |
| PENAL TRIALS | 33.231 | 16.591 | 50% | 16.640 | 50% |
| PROVINCIAL HEARINGS | 450 | 367 | 82% | 83 | 18% |
| TOTAL | 53.637 | 32.550 | 61% | 21.087 | 39% |



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ANNEX:

GRAPHICS



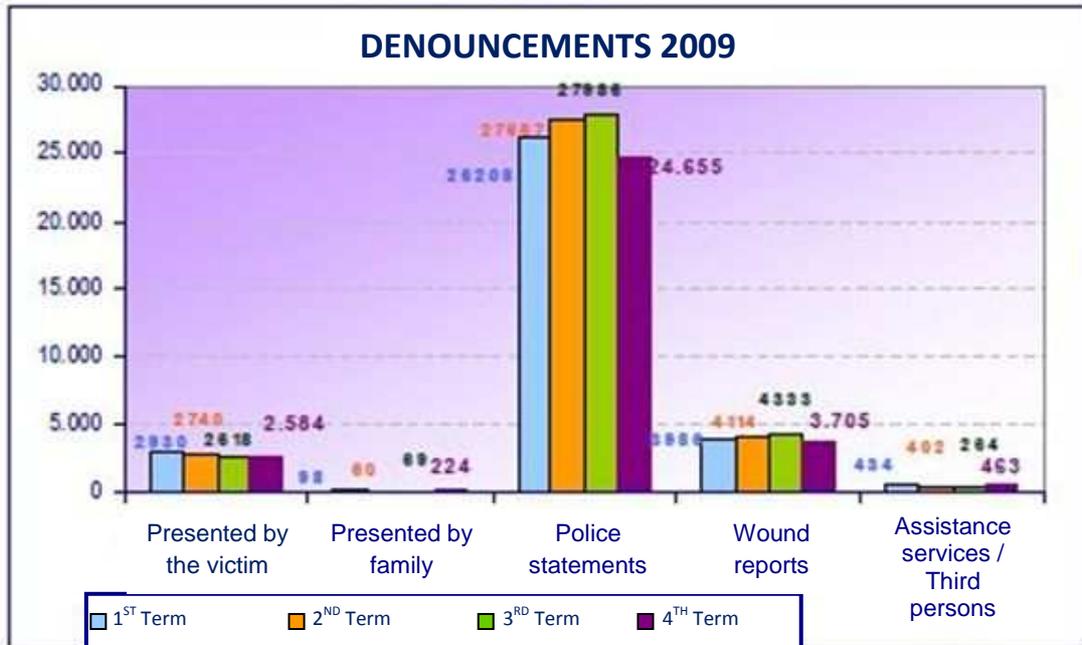
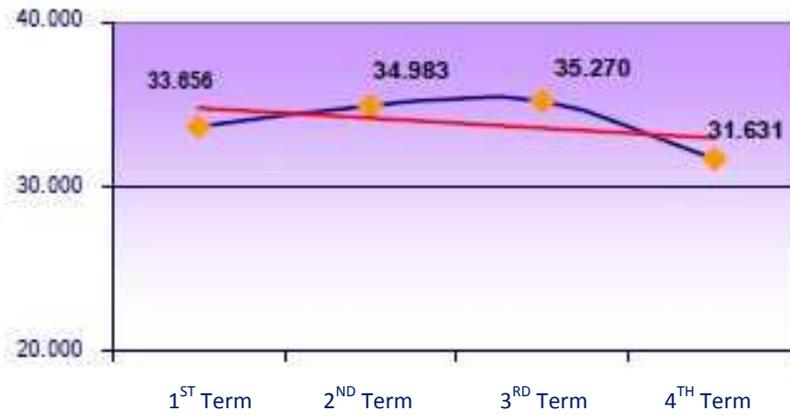
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DENOUNCEMENTS

DENOUNCEMENTS 2009





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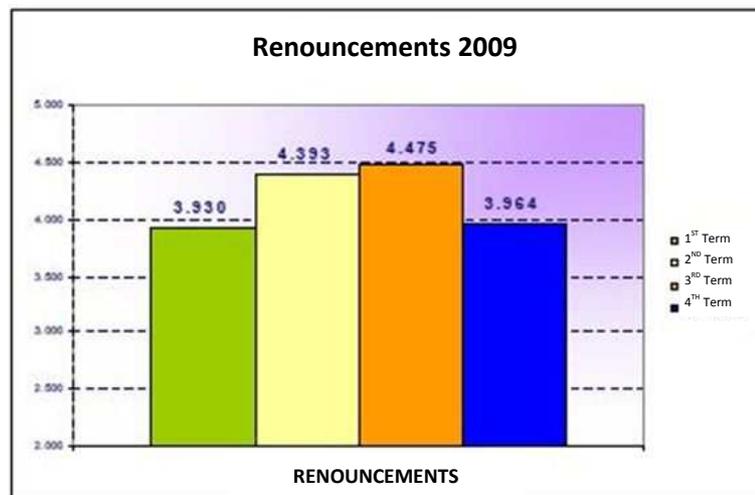
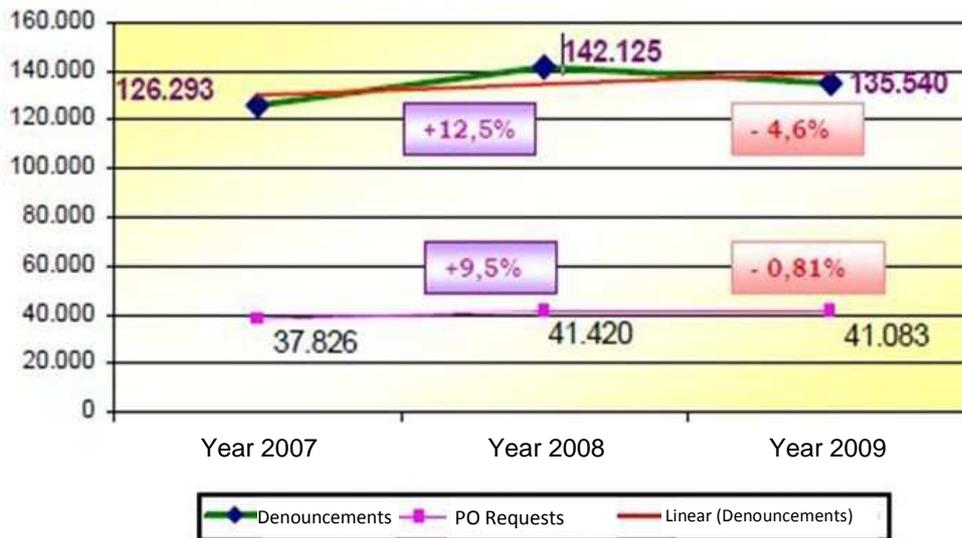


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| Denouncements 2009 | Denouncements 2008 | Variation | % Variation |
|-----------------------|-----------------------|-----------|-------------|
| 135.540 | 142.125 | -6.585 | -4,6% |

| PO Requests 2009 | PO Requests 2008 | Variation | % Variation |
|------------------|------------------|-----------|-------------|
| 41.083 | 41.420 | -337 | -0,81% |

Variation 2007 – 2008 – 2009

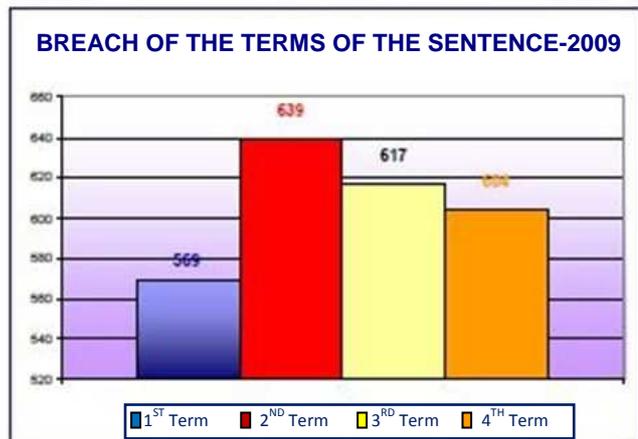
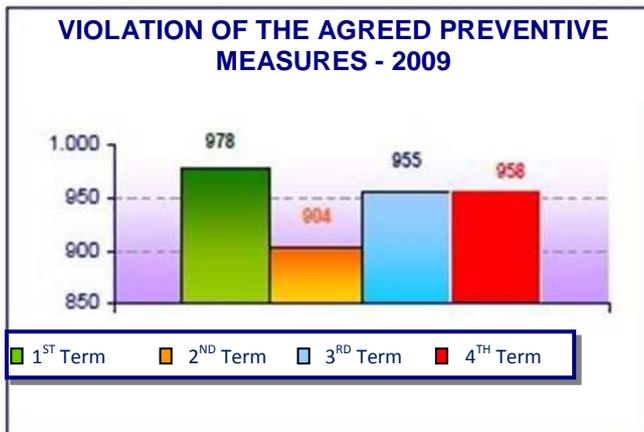
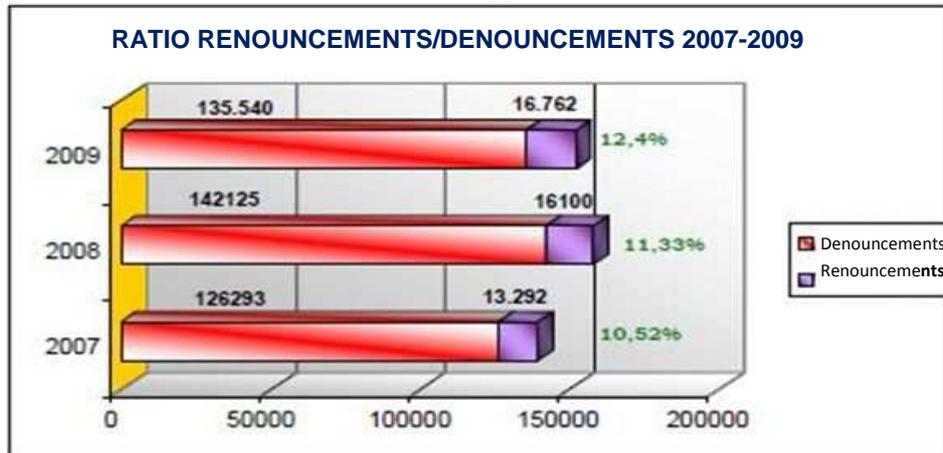


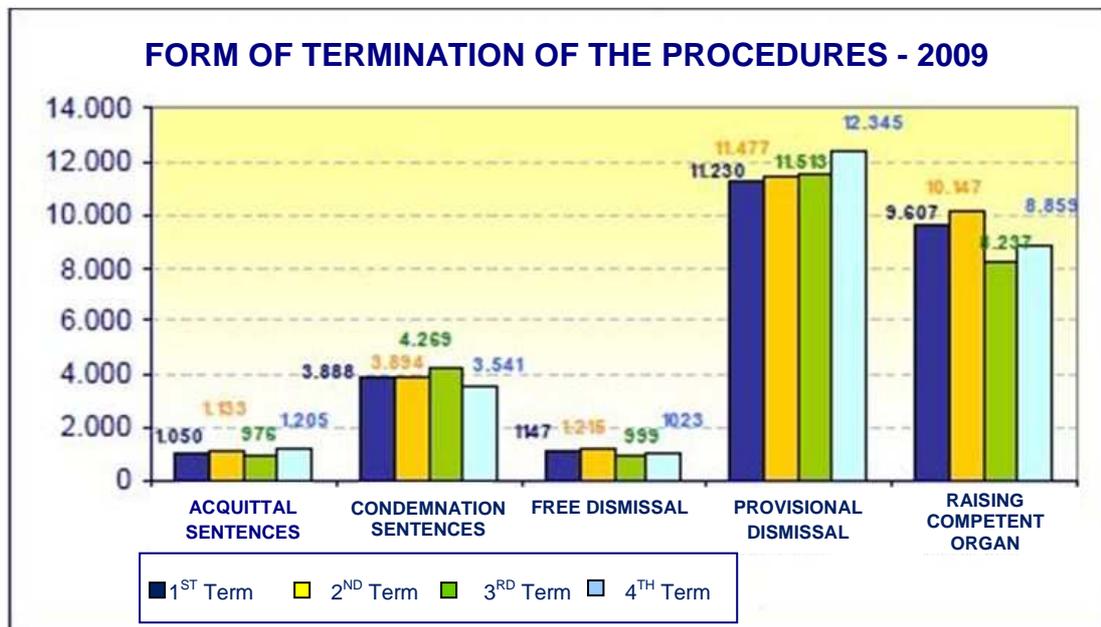
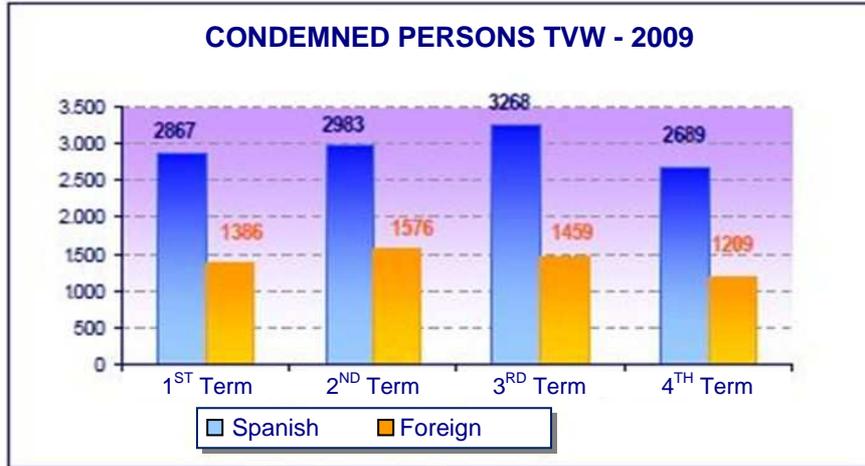


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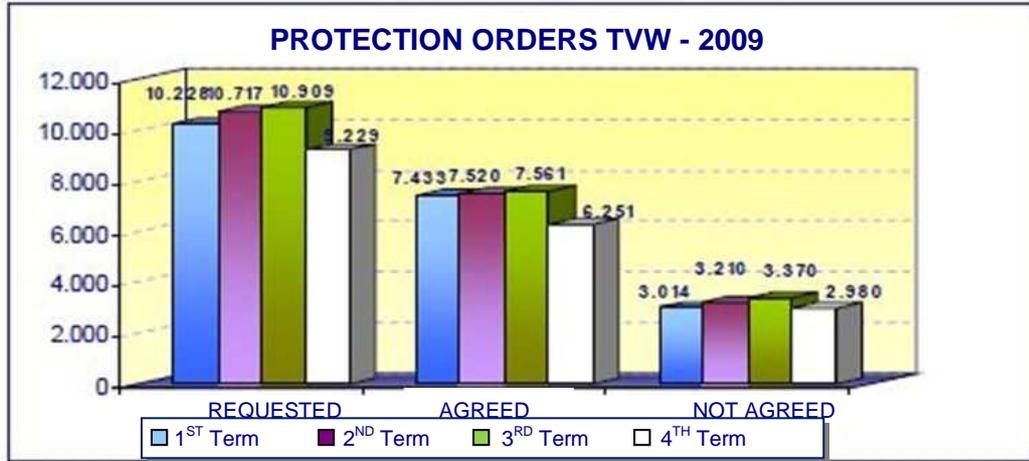




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