DATABASE 2012-2024 ON ANTI-MUSLIM HATRED

Cases and rulings

Country Code	Year	Reference details title	Reference details URL	Hate Bias motivation	Court / Body	Key facts of the case	Results (sanctions, outcome) and key consequences or implications of the case	Main reasoning / argumentation	Key issues (concepts, interpretations) clarified by the case	Key quotation in original language and translated into English with reference details
Denmark	2013	Denmark / Western High Court / Decision no. U.2014.73V		Religion	Western High Court	The Higher Court convicted a woman of incitement to hatred (hate speech) for a statement on the website 180grader.dk. In her statement, she wrote that Muslim men rape and kill their daughters based on a defect culture and religion. The lower court had previously acquitted the woman, finding the statements were not her own and that she had merely restated a previous statement by another critic of Islam. The Higher Court however found that she was guilty.	5 daily penalties of 1.000 DKK	The Higher court reasoned that the expression was an allegation of criminal behaviour targeting all Muslim men in general. Furthermore, the higher court found that the statements were the woman's own words as they were written on her own blog.	The question of whether repeating the statements of others makes you responsible or not. In this case the court found that the statements were published online and therefore the person behind the blog could be held responsible.	"De påtalte udsagn fremstår som led i et debatindlæg. Bemærkningerne om voldtægt, mishandling og drab indeholder imidlertid set i sammenhæng med bemærkningerne om baggrunden, det budskab, at muslimske mænd generelt begår grov kriminalitet. ...Ved udformningen af indlægget har tiltalte ikke blot refereret en tidligere udtalelse, men gjort bemærkningerne om voldtægt, mishandling og drab til sine egne." "The accused statements appear as part of an input to the debate. The statements regarding rape, mistreatment and homicide, however, must be read in context with the remark, that Muslim men in general commit serious crimes... In the phrasing of the input to the debate the accused has not just referred to a previous statement, but he has also made the remarks regarding rape, mistreatment and killing his own."

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