

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
Hungary	2017	Hungary / District Court of Szeged	https://ekis.hu/birosag/hu/rolunk/rolunk-hataronpari/20170901/tema-Szeged%20%C3%A9s%20%C3%A4r%C3%A9s%20%C3%A4r%C3%A9s-8-331/016134aazooos-AUK47-2888174	Nationality	District Court of Szeged (járásrendi bíróság)	On 8 September 2015, the camerawoman of an all-right TV channel was filming at the collection point at Rákos close to the Hungarian-Serbian border where the Police apprehended irregular migrant arriving from Serbia. Some 400 asylum seekers braked out of the collection point, they wanted to run toward the cops. The camerawoman was standing in their way. When the asylum seekers started to run towards her, she kicked an adult man and a little girl in the knee, and she did not stop filming. The victims did not suffer personal injury.	The Court found the defendant guilty of vandalism, and sentenced her to a 3-year long probation. The Court emphasised the defendant's racist/xenophobic motive could not have been proven given that her actions could not qualify as self-defence. The defendant was targeted asylum seekers who were subjected to unsuccessful police apprehension. The Court stressed the defendant's act was in fact against moral standards, however, it did not cause personal injury to the victims.	The prosecutor in the criminal procedure argued that the defendant's action was a hate crime given her affiliation to the all-right TV channel (N1 TV), and the fact that the kicking was intentional and could not qualify as self-defence. The defence wanted to argue that the Police was also the victims, and when this attempt proved to be unsuccessful, the defendant practically assisted the Police to stop the asylum seekers when kicking them in the knee.	The Court had to decide whether the defendant alone can be an indicator of his motive, or other circumstances were also necessary to prove the hate crime motive.	The decision has not been published yet, only a press release of the Court is available: https://ekis.hu/birosag/hu/rolunk/rolunk-hataronpari/20170901/tema-Szeged%20%C3%A9s%20%C3%A4r%C3%A9s%20%C3%A4r%C3%A9s-8-331/016134aazooos-AUK47-2888174

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