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
Latvia	2017	Latvia / Tukums District Court / Case No. 11390001416		Nationality	Tukums District Court (Tukuma rajona tiesa)	The defendant posted public calls to violence and threats towards migrants on his Facebook profile. Initially, the defendant called to violence against migrants at a specific address in town. Later he engaged in discussions with other social network users by posting two more comments containing threats and an indication of being prepared to use violence against migrants. The defendant was accused of incitement to hatred against a specific social group - migrants under Article 150 (3) of the Criminal Law.	The defendant found was guilty and sentenced to 160 hours of community service.	The defendant pleaded guilty to incitement to hatred (against migrants) and agreed for the case to be reviewed without the examination of the evidence. The Court established that it was proven that the actions committed by the defendant are aimed at the incitement to hatred due to a person's social status.	The Court found the defendant guilty of incitement to hatred due to a person's social status (being a migrant). As the defendant pleaded guilty, there were no concepts or interpretations clarified by the case.	"Tiesa atzīst, ka kriminālprocesā iegūtas pietiekošas ziņas par faktiem, kas izslēdz saprātīgas šaubas un apliecina, ka apsūdzētais /pers. A/ veica darbības, kas ir vērstas uz naida un nesaticības izraisīšanu atkarībā no personas sociālā statusa (tas ir citu pazīmju dēļ), kas saistītas ar vardarbību un draudiem, tādēļ tiesa kvalificē apsūdzētā /pers. A/ darbības pēc Krimināllikuma 150.panta trešās daļas." "The Court agrees that information acquired during criminal procedure is sufficient in order to exclude reasonable doubts and confirm that the actions committee by the defendant /person A/ are aimed at incitement of hatred and enmity depending on person's social status (on any characteristics), that is related to violence and threats, therefore, the Court qualifies defendant's /person A/ actions according to Section 150 Paragraph 3 of the Criminal Law."

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