

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
Netherlands	2019	Netherlands / District Court Amsterdam / Case no.659113-17, ECLI:NL:RBAMS:2019-3481	http://deesplink.rechtspraak.nl/uitspraak?id=ECLI:NL:RBAMS:2019-3481		Racial or ethnic origin, Racial or ethnic origin	District Court Amsterdam	A man made a website and placed on this website racist statements in both Dutch and English. Examples of these statements are: "Only inferior White women date outside of their race. Be proud of your heritage, don't be a race mixing slut" ; "racial mixing is the worst crime" - "Stop White Genocide" ; "Is you disobey the seventh commandment, commit adultery (mongrelize with a non-white) and conception takes place, the child is a mongrel (bastard). He is impure, imperfect and inferior physically, mentally and is an abomination in the eyes of god. Because the offspring is a non-white mongrel". The man placed also antisemitic statements on the we website. He was charged with group insult on basis of article 137c of the Dutch Criminal Code. The court deemed the statements the man had made unnecessarily hurtful for people of African descent and Jewish people and therefore punishable and convicted him on the charge of incitement to racial discrimination and hatred (under Article 137d of the Dutch Criminal Code) and on the charge of insulting a group of people because of their race (under Article 137c of the Dutch Criminal Code) to 120 hours community service..	Insulting a group because of their race or inciting discrimination against a people because of their race are punishable under Dutch law criminal law. Offensive statement about persons of mixed and African origin which are insulting to these groups and must do 120 hours of community service as punishment.	Placing statements on a website about racial groups which are very insulting and which qualify these racial groups as inferior are punishable under Dutch criminal law even if the defendant has the intention of making these statements as part of a public debate.	"De rechtbank acht het met name zeer kwalijk dat verdachte op zijn website personen van gemengde en negroïde afkomst met zeer denigrerende kwalificaties aanduidt als gedegeneerd en inferieur en dat hij een bijdrage heeft geleverd aan een verwerpelijke traditie waarin Joden verantwoordelijk worden gehouden voor vermeende misstanden in de samenleving. Verdachte heeft zich daarmee uiterst kwetsend uitgelaten over deze groepen mensen en heeft deze groepen daarmee beledigd. Het krenken van anderen vanwege onder andere hun ras - kortom het wezen van een persoon - is onacceptabel. Het wekt bovendien ook beroving in de samenleving en drukt in tegen de in die samenleving gerespecteerde normen en waarden. In Nederland moet iedereen, ongeacht zijn etnische afkomst, van de zich hem toekomende burgerrechten kunnen genieten en zich veilig kunnen voelen. Het debat over (veronderstelde) demografische veranderingen in de samenleving en geloofsovertuiging mag bestaan, mits dit met respect en zonder onnodig grievende en onware verwijzingen wordt gevoerd." "The District Court finds it very objectionable that the defendant on his website refers to persons of mixed and Negroid origin with very derogatory qualifications as degenerated and inferior and that he has contributed to a reprehensible tradition in which Jews are held responsible for alleged abuses in society. By doing so, the defendant has made extremely offensive statements about these groups and has insulted these groups. Hurting others because of their race - in other words, the essence of a person - is unacceptable. It also causes social unrest and runs counter to the norms and values respected in that society. In the Netherlands, everyone, regardless of their ethnic origin, must be able to enjoy the civil rights to which they are entitled and to feel safe. The debate on (supposed) demographic changes in society and religious beliefs may exist, provided it is conducted with respect and without unnecessarily hurtful and untrue references." The Netherlands, District Court Amsterdam (Rechtbank Amsterdam) (2019), Case no. 13/659113-17, 15 May 2019, ECLI:NL:RBAMS:2019-3481, available at: https://uitspraken.rechtspraak.nl/inziedocument?id=ECLI:NL:RBAMS:2019-3481	

DISCLAIMER The information presented here is collected under contract by the FRA's research network FRANET. The information and views contained do not necessarily reflect the views or the official position of the FRA.

<http://fra.europa.eu/en/databases/anti-muslim-hatred/>

Copyright © 2025 European Union Agency for Fundamental Rights