

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
Slovakia	2022	Slovakia/Specialized Criminal Court/ 6176/2022 ECLI:SK-SSPK-2022-9522100142.1	https://www.justice.gov.sk/study-a-rozhodnutia/study/rozhodnutia/b5026db9-13a4-41b5-8f42-4879477b5a0a?e88420-579e-418c-8dc9-c5efb21cb01c/	Religion	Specialized Criminal Court (Specializovaný trestný súd)	The case concerns a man who shared and published on Facebook information against Muslims, persons of African origin and migrants to Europe. He threatened with violence to them and also his mobile phone was confiscated. He did it repeatedly for several times.	The Specialized Criminal Court approved the plea agreement concluded between the prosecutor of the Special Prosecutor's Office and the accused according to which the accused was given a suspended sentence of 12 months and also his mobile phone was confiscated. The ruling of the Specialized Criminal Court is final.	The Specialized Criminal Court states in its reasoning that the defendant's actions publicly defamed a group of persons or an individual because of their skin color, religious belief, and publicly incited hatred against a group of persons or an individual because of their true religious beliefs religion, skin color. The defendant confessed to the crime and agreed to conclude the plea agreement with the prosecutor which was then approved by the Specialized Criminal Court.	The key issues considered by the Court involve: a) Section 423 paragraph 1 - the offense of defamation of nation, race and belief, b) Section 424 paragraph 1 - the offense of incitement to national, racial and ethnic hatred. No other key issues are clarified by the ruling.	"Verejne hanobil skupinu osôb alebo jednotlivca pre ich farbu pleti, náboženské vyznanie, verejne podnecoval k nenávisťi voči skupine osôb alebo jednotlivcovi pre ich skutočné náboženské vyznanie, farbu pleti, čím spáchal prečin hanobenia národa, rasy a presvedčenia podľa § 423 ods. 1 písm. b) Trestného zákona, v súbehu s prečinom podnecovania k národnostnej, rasovej a etnickej nenávisťi podľa § 424 ods. 1 Trestného zákona." "He publicly defamed a group of persons or an individual because of their skin color, religious belief, publicly incited hatred against a group of persons or an individual because of their true religious belief, skin color, thus committing the crime of defamation of the nation, race and belief according to Section 423, paragraph 1 letter b) of the Criminal Code, in conjunction with the crime of incitement to national, racial and ethnic hatred according to Section 424 par. 1 of the Criminal Code."

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

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