DATABASE 2012-2024 ON ANTI-MUSLIM HATRED

Research findings

Country code	Year	Reference details title	Reference details URL	Main thematic focus	Institution	Key findings - Short summary	Methodology (Qualitative/Quantitative and exact type used, questionnaires etc)	Sample details and representativeness	Area/location of interest - NUTS3 level
Poland	2015	ECRI Report, published on 9 June 2015	https://www.coe.int/web/european-commission-against-racism-and-intolerance/pola...	Racism & xenophobia, Discrimination, Ethnic profiling	ECRI | European Commission against Racism and Intolerance | Council of Europe	Poland has neither signed nor ratified Protocol No. 12 despite the recommendations to this effect contained in the 3rd and 4th ECRI reports. In its fourth report, ECRI recommended once again that the Polish authorities insert into the Criminal Code a provision that would expressly render the otivation of any ordinary offence an aggravating circumstance. The Polish authorities consider that this would be incompatible with the philosophy of the Polish criminal law system, which is based on abstract, general rules in order to cover as many situations as possible; they say that, in any event, Polish judges are required to treat otivation as an aggravating circumstance under Article 53 of the Criminal Code, which contains sentencing guidelines. ECRI has already referred, in other 5th round reports, to studies showing that, in the absence of an express provision, judges are disinclined to take account of otivation. Moreover, such a provision would have a highly symbolic and clearly dissuasive effect.	The working methods for the preparation of the reports involve documentary analyses, a visit to the country concerned, and then a confidential dialogue with the national authorities.	ECRI's reports are analyses based on a great deal of information gathered from a wide variety of sources.	Not applicable - national level

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