



Office for Democratic Institutions
and Human Rights

Under-reporting of hate crimes: what can be done about it?

Safe justice for victims, VSE conference, 3 December 2021

osce.org/odihr

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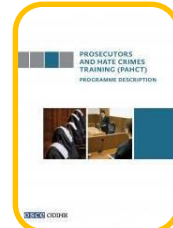
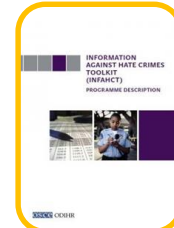
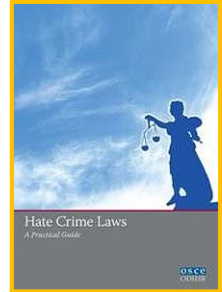
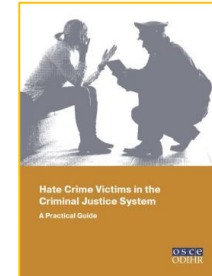
OSCE, ODIHR and hate crime

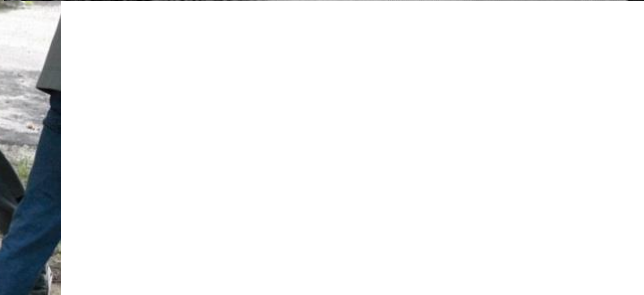
- Commitments: MC Dec 9/09:
 - encourage reporting
- Hate crime reporting @ hatecrime.osce.org
- Capacity building (law, training, policy)
- EStAR project, HLG's WG

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HATE CRIME REPORTING





Hate crime concept

HATE CRIME = CRIME + BIAS MOTIVE

Two elements:

- **Crime:** Criminal offence under criminal law
- **Bias motivation (of the offender):**
 - Target **selected** because of a **protected characteristic**; or
 - Hostility **demonstrated** immediately before, during or immediately after the attack

Under-reporting of hate crime

- Why do victims not report?
 - **Trust in the authorities**, CJS bodies: scepticism, re-victimization,
 - normalization of victimization
 - lack of information and support
- **Academic, IGO and national research & surveys suggest that 70-90% hate crimes go unreported**
 - Unreported to whom?
 - Base offence vs. bias motivation?
 - Which crimes?
 - Which targeted groups report less, which more?
 - **How many are in fact reported? How many of these are recorded as hate crimes?**

Only one way to know: ask...

- General crime victimization surveys
- Targeted hate crime victimization surveys/research
- (Use international research and extrapolate)



Priorities for the authorities

Collaborate with
CSOs,
community
outreach

Enable
“alternative”
reporting
channels

Recording &
Individual needs
assessment

Understand HC
victimization

Train for
sensitive and
respectful
treatment

Communication

Priorities for CSOs

Monitor and
exchange data

3rd party
reporting

Understand how
LE work with
hate incidents

Coalitions, speak
with one voice











ODIHR's tools



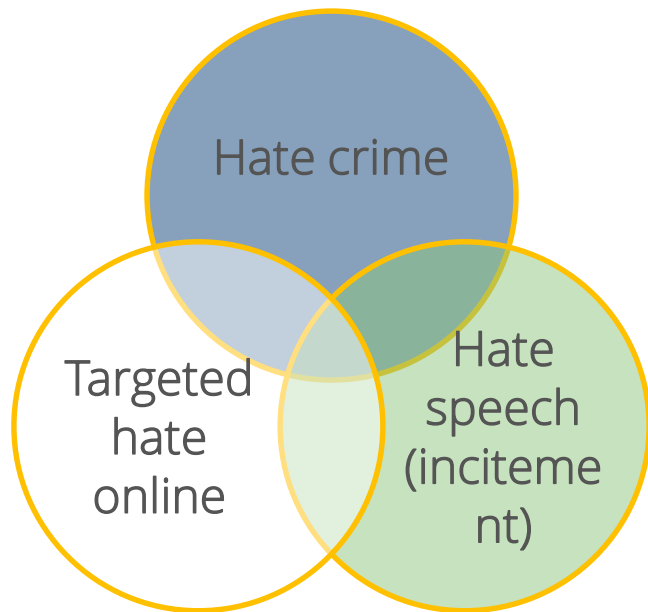
EStAR project

<https://www.osce.org/odihr/hate-crime-victim-support>

estar@odihr.pl

 <p>Diagnostic Tool for Assessing National Hate Crime Victim Support Systems</p> <p>Guide / manual / handbook</p> <p>English</p>	 <p>Practices on Structural Frameworks for Individual Needs Assessment (INA) of Hate Crime Victims and Referrals</p> <p>Guide / manual / handbook</p> <p>English</p>	 <p>Model Guidance on Sensitive and Respectful Treatment of Hate Crime Victims in the Criminal Justice System</p> <p>Guide / manual / handbook</p> <p>English</p>
 <p>Model Guidance on Individual Needs Assessments of Hate Crime Victims</p> <p>Guide / manual / handbook</p> <p>English</p>	 <p>Model Quality Standards for Hate Crime Victim Support</p> <p>Guide / manual / handbook</p> <p>English</p>	 <p>The State of Support Structures and Specialist Services for Hate Crime Victims: Baseline Report</p> <p>Report</p> <p>English</p>
 <p>Understanding the Needs of Hate Crime Victims</p> <p>Report</p> <p>English Polski</p>	 <p>Hate Crime Victims in the Criminal Justice System</p> <p>Guide / manual / handbook</p> <p>English Pycckий Bosanski</p>	 <p>EStAR Factsheet</p> <p>Factsheet</p> <p>English</p>
 <p>Getting to know the EStAR Expert Network</p> <p>Attachment</p> <p>English</p>		

Hate crime, hate speech, cyber-hate



- Is there a crime?
- Is there a direct victim?
- Is there a perpetrator?

- Legal qualification should take into account the experience of the victim;
- National conceptualization of 'hate crime' should consider experiences of victims online.

Important links

Links to most resources are here:

<https://hatecrime.osce.org/odihr-tools>

For police: <http://www.osce.org/odihr/tahcle>
<https://www.osce.org/odihr/419897>

For prosecutors: <http://www.osce.org/odihr/pahct>
<http://www.osce.org/odihr/prosecutorsguide>

For civil society: <http://www.osce.org/odihr/39821>
<https://www.osce.org/odihr/385017>

HC recording & data: <http://www.osce.org/odihr/datacollectionguide>
<https://www.osce.org/odihr/INFAHCT>

HC laws: <http://www.osce.org/odihr/36426>
HC Victims: <https://www.osce.org/odihr/447028>

EStAR: <https://www.osce.org/odihr/hate-crime-victim-support>



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