

Religion 02

Report

The VICTIM and the OFFENDER are neighbours and share a driveway. The VICTIM stated that the conflict was initiated when the VICTIM put a wet mat on the stairway handrail of her own home, which is located near the OFFENDER's front door.

The OFFENDER ripped the mat off the handrail and became verbally abusive. The VICTIM and OFFENDER had a verbal altercation, both grabbing the mat and tugging it back and forth until the OFFENDER let go. The OFFENDER picked up an umbrella and threatened to hit the VICTIM with it and tried to hit the handrail near the VICTIM'S hands.

During the altercation, the OFFENDER stated, '*Fuck all you Muslims*' and that they '*come from trash*.' The VICTIM believes that the OFFENDER is Islamophobic.

When Police spoke to the OFFENDER, she admitted to the offence and when asked why she behaved like that she stated, '*They're animals, they need to go back to their country*.'

Recognise

What is the **offence** and **offence code**, if any?

Is this hate motivated? If so, what is the **prejudicial motivation**?

Record

What **flags**, if any, should apply to this event?

What **information** would you record? (Language, symbols, and actions)

Why is it important to record this offence **accurately**?

Respond

What is an appropriate response that will **reduce the harm** caused to the victim?

What aspects of the **victim's life experience** should inform your response?

The VICTIM and the OFFENDER are neighbours and share a driveway. The VICTIM stated that the conflict was initiated when the VICTIM put a wet mat on the stairway handrail of her own home, which is located near the OFFENDER's front door.

The OFFENDER ripped the mat off the handrail and became verbally abusive. The VICTIM and OFFENDER had a verbal altercation, both grabbing the mat and tugging it back and forth until the OFFENDER let go. The OFFENDER picked up an umbrella and threatened to hit the VICTIM with it and tried to hit the handrail near the VICTIM's hands.

During the altercation, the OFFENDER stated, *'Fuck all you Muslims'* and that they *'come from trash.'* The VICTIM believes that the OFFENDER is Islamophobic.

When Police spoke to the OFFENDER, she admitted to the offence and when asked why she behaved like that she stated, *'They're animals, they need to go back to their country.'*

Recognise Questions	Recognise Answers
What is the offence and offence code, if any?	Offence: Behaves Threateningly (With other weapon) (1732)
Is this hate motivated? If so, what is the prejudicial motivation?	Yes, perceived as hate motivated by the VICTIM. Motivated by prejudice against the VICTIM because they are Muslim.
Record Questions	Record Answers
What flags, if any, should apply to this event?	Perceived Hate as 'Contributing Factor' Hate type: Religion/Faith Perceived prejudice: Muslim/Islam
What information would you record? (Language, symbols, and actions)	Specific Language: <ul style="list-style-type: none"> <i>'Fuck all you Muslims'</i> <i>'[they] Come from trash.'</i> <i>'They're animals, they need to go back to their country'</i> Actions: <ul style="list-style-type: none"> Hitting the handrail with an umbrella and threatening to hit the VICTIM with it Verbal abuse towards the VICTIM <ul style="list-style-type: none"> We record the detail of language and/or symbols and/or actions of an offender to evidence the hate motivation. Evidence of the hate motivation means this aggravating factor can be taken into consideration by the judge at sentencing - Sentencing Act 2002 s9(1)(h). Evidence of the hate motivation is required to proceed to other alternative resolution pathways.

Why is it important to record this offence accurately?	<p>Accurate and consistent recording can:</p> <ul style="list-style-type: none"> • provide important intel for Police vetting processes such as firearms licencing, when determining if someone is a 'fit and proper person'. • track any escalation of behaviour or patterns of offending. • provide intel on matters of national security to help prevent offending that is violent and extremist. • develop trust and confidence in communities targeted by hate crime.
Respond Questions	Respond Answers
What is an appropriate response that will reduce the harm caused to the victim?	<p>Your response can reduce or inflame the harm caused to the victim. In responding we need to talk about what we can do, not what we can't.</p> <p>We can</p> <ol style="list-style-type: none"> 1. verbally acknowledge the harm caused to the victim. 2. let them know additional process for their complaint. 3. let them know that their complaint is taken seriously and that it will be recorded. 4. offer them a referral to a support agency, such as victim support.
What aspects of the victim's life experience should inform your response?	<ul style="list-style-type: none"> • Experiencing daily prejudice, persecution and micro-aggressions can cause harm to the person, their whānau, and their communities. • Victims of hate crime and hate incidents are not chosen at random; victims are selected because of a protected characteristic they have or are perceived to have. • Victims of hate crime and hate incidents have a greater vulnerability and increased emotional impact than with comparable crimes. • This results in increased levels of fear and anxiety amongst their wider community. • Often victims have international experience that informs their fear, such as violent attacks against members of their community overseas.