

CPS Yorkshire and Humberside: Hate crime sentence uplift examples



Cases finalised between
July and September 2017

Disability hate crime cases:

1. The defendant assaulted his ex-partner and verbally abused a friend who intervened, mimicking her son's disability. He pleaded guilty on the day of trial to common assault, using threatening, abusive or insulting words or behaviour to cause harassment, alarm or distress and assault by beating. He was sentenced to a 12 month Community Order and 240 hours' unpaid work uplifted from 180 hours. A three year Restraining Order was also imposed and he was ordered to pay £75 compensation and £400 costs (South Yorkshire case.)

Religiously aggravated cases:

1. The defendant posted a video on his Facebook page containing verbal abuse and threats towards Muslims and showed the defendant holding a machete and a sword. He pleaded guilty at the first hearing to sending by public communication network an offensive, indecent, obscene or menacing message. He was sentenced to 12 weeks' imprisonment uplifted from eight weeks suspended for 12 months and a 30 day rehabilitation activity requirement. He was also ordered to pay a £115 victim surcharge and £85 costs (South Yorkshire case.)
2. The defendant punched a stranger on a bus in an unprovoked attack and called him a "terrorist." He pleaded guilty at the first hearing to religiously aggravated common assault by beating. He was sentenced to a one year Community Order, a 25 day rehabilitation activity requirement and a 28 day curfew, which was the uplift. He was also ordered to pay £85 costs and £100 compensation (South Yorkshire case.)
3. The defendant assaulted two security guards who had detained her for shoplifting and she religiously abused one of them. She pleaded guilty at the first hearing to religiously aggravated common assault by beating and theft from a shop. She was sentenced to a one month Community Order and a 28 day curfew uplifted from 14 days. She was also ordered to pay £100 compensation to the victim of the religiously aggravated assault and £50 to the other victim (West Yorkshire case.)
4. The defendant religiously abused a police officer whilst he was in custody. He pleaded guilty at the first hearing to religiously aggravated harassment, alarm or distress by words and was sentenced to a £160 fine uplifted from £120. He was also ordered to pay £100 compensation and £85 costs (West Yorkshire case.)
5. The defendant was abusive and threatening towards the owner of a fast food restaurant. He pleaded guilty at the first hearing to religiously aggravated harassment, alarm or distress by words and racially aggravated intentional harassment, alarm or distress by words or writing. He was sentenced to a 24 month Community Order uplifted from 12 months. He was also ordered to pay £200 compensation and £85 costs (West Yorkshire case.)
6. The defendant religiously abused and assaulted a taxi driver and refused to leave his taxi. She was convicted after trial of religiously aggravated common assault. She was sentenced to a £180 fine uplifted from £120.

She was also ordered to pay £100 compensation, £200 costs and a £30 victim surcharge (West Yorkshire case.)

Racially aggravated cases:

1. The defendant racially abused a doctor in a hospital. He pleaded guilty at the first hearing to racially aggravated harassment, alarm or distress by words or writing and was sentenced to a £217 fine uplifted from £280. He was also ordered to pay £85 costs, a £30 victim surcharge and £50 compensation to the victim (North Yorkshire case.)
2. The youth defendant smashed furniture and threatened to assault two members of staff in the children's home he lives in, racially abusing one of them. He pleaded guilty at the first hearing to a 12 month Youth Referral Order, 12 months' supervision and a 16 week curfew uplifted from 12 weeks (South Yorkshire case.)
3. The defendant racially abused a Police Community Support Officer. He pleaded guilty to racially aggravated intentional harassment, alarm or distress by words or writing and was sentenced to a £120 Band C fine uplifted from an £80 Band B fine. He was also ordered to pay a £30 victim surcharge and £85 costs (West Yorkshire case.)
4. The defendant racially abused a police officer. He pleaded guilty at the first hearing to racially aggravated intentional harassment, alarm or distress by words or writing. He was sentenced to a 12 month Community Order uplifted from a Band C fine and a 24 day rehabilitation activity requirement. He was also ordered to pay £85 costs and an £85 victim surcharge (West Yorkshire case.)
5. The defendant racially abused a taxi driver and caused damage to the vehicle. She pleaded guilty at the first hearing and was sentenced to a £100 fine, which was the uplift. In addition, she was ordered to pay £200 compensation, £85 costs and a £30 victim surcharge (West Yorkshire case.)
6. The defendant racially abused and threatened the victim on a bus. He pleaded guilty to racially aggravated intentional harassment, alarm or distress by words or writing. He was sentenced to a 12 month Community Order and a 30 day rehabilitation activity requirement uplifted from 20 days. He was also ordered to pay £250 compensation to victim (West Yorkshire case.)
7. The defendant racially abused a shopkeeper in front of the shopkeeper's young son after arguing over the price of bottled water. She pleaded guilty to racially aggravated intentional harassment, alarm or distress by words or writing. She was sentenced to a 6 month Community Order, a 10 day rehabilitation activity requirement and an £80 fine. The fine was the uplift for the racial aggravation. She was also ordered to pay £85 costs and an £85 victim surcharge (West Yorkshire case.)
8. The defendant shouted racial abuse at his neighbour in the street outside his neighbour's house. He continued the racial abuse after police officers arrived. He pleaded guilty at the first hearing to racially aggravated intentional harassment, alarm or distress by words or writing. He was sentenced to a 12 month Community Order, a ten day rehabilitation activity requirement and 100 hours' unpaid work uplifted from a band C fine (West Yorkshire case.)

9. The defendant sent a series of threatening and racially offensive emails to his local council. He pleaded guilty at the first hearing to sending a letter, communication or article conveying a threatening message. He was sentenced to a six month Curfew Order uplifted from three months. He was also ordered to pay £85 costs and an £85 victim surcharge. (West Yorkshire case.)
10. The defendant racially abused and assaulted a police officer and assaulted another after they found him unconscious on the street and took him to the hospital. He pleaded guilty at the first hearing to racially aggravated common assault, racially aggravated fear of violence by words, assaulting a constable in the execution of his / her duty and being drunk and disorderly in a public place. He was sentenced to 26 weeks' imprisonment uplifted from 18 weeks. He was also ordered to pay £55 to each victim (North Yorkshire case.)
11. The defendant was racially abusive to people in a hospital waiting room. She pleaded guilty at the first hearing to racially aggravated harassment, alarm or distress by words or writing. She was sentenced to an £80 fine uplifted from £60. She was also ordered to pay £85 costs and a £30 victim surcharge (West Yorkshire case.)
12. The defendant racially abused a member of staff at a bus station. He pleaded guilty at the first hearing to racially aggravated intentional harassment, alarm or distress by words or writing. He was sentenced to a 12 month Community Order and 60 hours' unpaid work uplifted from a fine. He was also ordered to pay £85 Costs and an £85 victim surcharge. A two year Restraining Order was also imposed (South Yorkshire case.)
13. The defendant was abusive and threatening to two security guards who confronted him for shoplifting, racially abusing one of them. He pleaded guilty at the first hearing to using threatening, abusive or insulting words or behaviour to cause harassment, alarm or distress and racially aggravated intentional harassment, alarm or distress by words or writing. He was sentenced to a 12 month Community Order 12 months with alcohol treatment for six months uplifted from a fine. He was also ordered to pay £50 compensation to each complainant and an £85 victim surcharge (West Yorkshire case.)
14. The defendant racially abused a taxi driver and refused to get out of the taxi. She pleaded guilty at the first hearing to racially aggravated intentional harassment by words. She was sentenced to a £380 fine uplifted from a conditional discharge. She was also ordered to pay £50 compensation, £85 costs and a £38 victim surcharge (West Yorkshire case.)

Homophobic cases:

1. The defendant made repeated homophobic comments to a police officer when he was being arrested for other matters. He pleaded guilty to using threatening, abusive or insulting words or behaviour to cause harassment, alarm or distress. He was sentenced to a 12 month Community Order and 80 hours' unpaid work uplifted from a fine. He was also ordered to pay £200 compensation, £85 costs and a £20 victim surcharge (West Yorkshire case.)
2. The defendant shouted homophobic abuse at the two victims as they walked past him in a shopping arcade. He pretended to punch one of the victims and followed them into the street before the police were called. The defendant pleaded guilty at the first hearing to using threatening, abusive or insulting words or

behaviour with intent to cause fear of or provoke unlawful violence. He was sentenced to a £160 fine uplifted from £120. He was also ordered to pay a £30 victim surcharge and £85 costs (West Yorkshire case.)

3. The defendant head butted the victim just after being told the victim is gay and made a homophobic comment to him immediately afterwards. He pleaded guilty at the first hearing to assault by beating. He was sentenced to a 12 month Community Order and 120 hours' unpaid work uplifted from 80 hours. He was also ordered to pay £85 costs, an £85 victim surcharge and £250 compensation (North Yorkshire case.)
4. The defendant made repeated homophobic comments to two police officers whilst being detained in custody for other matters. He pleaded guilty at the first hearing to using threatening or abusive words or behaviour or disorderly behaviour likely to cause harassment, alarm or distress. He was sentenced to a £110 fine uplifted from a conditional discharge. He was also ordered to pay £85 costs and a £30 victim surcharge (West Yorkshire case.)

Click [here](#) for more information on how the CPS prosecutes hate crimes.