

CPS Yorkshire and Humberside: Hate crime sentence uplift examples



Cases finalised between
October and December 2017

Disability hate crime

1. The defendant went to a shop the victim was volunteering at and verbally abused him, making offensive comments about his disability. He pleaded guilty at the first hearing to using threatening, abusive or insulting words or behaviour to cause harassment, alarm or distress and being drunk and disorderly in a public place. He was sentenced to a £170 fine uplift from £150. He was also ordered to pay a £30 victim surcharge and £85 costs (West Yorkshire case.)

Religiously aggravated cases:

1. The defendant religiously abused a doctor who was treating him in hospital and assaulted a security guard. He pleaded guilty to causing religiously aggravated intentional harassment, alarm or distress and assault by beating. He was sentenced to a total of 18 months' imprisonment uplifted from six months (North Yorkshire case.)
2. The defendant sent abusive messages to the victim via social media which made reference to his religion. The defendant pleaded guilty at the first hearing to sending by public communication network an offensive, indecent, obscene or menacing message. 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 (South Yorkshire case.)
3. The defendant shouted racial and religious abuse at a police officer whilst being arrested for another matter. He pleaded guilty at the first hearing to religiously aggravated intentional harassment, alarm or distress by words or writing and racially aggravated intentional harassment, alarm or distress by words or writing. He was sentenced to four months' imprisonment uplifted from a non-custodial sentence (Humberside case.)

Racially aggravated cases:

1. The defendant racially abused the victim in the street and damaged her mobile phone. He pleaded guilty at the first hearing to racially aggravated criminal damage. He was sentenced to a £120 fine, uplifted by one band. He was also ordered to pay £100 compensation and £85 costs (South Yorkshire case.)
2. The defendant racially abused and assaulted a taxi driver and made off without paying his fare. He was found guilty after trial of racially aggravated common assault by beating and making off without making payment. He was sentenced to a 12 month Community Order 12 and 120 hours' unpaid work uplifted from 80 hours. He was also ordered to pay £12.90 compensation and £500 costs (West Yorkshire case.)
3. The defendant assaulted a police officer and racially abused him after she had been arrested. She pleaded guilty to assault a constable in the execution of his duty and racially aggravated intentional harassment, alarm or distress by words or writing. She was sentenced to 21 weeks' imprisonment uplifted from 20 weeks. She was also ordered to pay a £115 victim surcharge (West Yorkshire case.)

4. The defendant was detained on suspicion of shoplifting and racially abused the security guard. He pleaded guilty at the first hearing to theft from a shop and racially aggravated intentional harassment, alarm or distress by words or writing. He was sentenced to a 12 month Community Order and a 10 week curfew uplifted from a fine. He was also ordered to pay £85 costs and an £85 victim surcharge (West Yorkshire case.)
5. The defendant racially abused a member of door staff who ejected her from a bar and then assaulted two police officers. She pleaded guilty at the first hearing to racially aggravated intentional harassment, alarm or distress by words or writing and two assaults on a constable in the execution of his / her duty. She was sentenced to a 12 month Community Order and 50 hours' unpaid work uplifted from a fine. She was also ordered to pay £85 costs and an £85 victim surcharge (West Yorkshire case.)
6. The defendant racially abused a security guard when he was ejected from a bingo hall. He was found guilty after trial of racially aggravated harassment, alarm or distress by words or writing. He was sentenced to a £120 fine uplifted from band A fine to band B and a four week curfew. He was also ordered to pay £200 costs (West Yorkshire case.)
7. The defendant harassed his neighbour over a period of time, which included making repeated racist comments towards her. He pleaded guilty at the first hearing to racially aggravated harassment with fear of violence. He was sentenced to a 12 month Community Order uplifted from medium to high level with a 25 day rehabilitation activity requirement and a nine month alcohol treatment requirement. He was also ordered to pay an £85 victim surcharge, £85 costs and £100 compensation to each victim. A 12 month Restraining Order was also imposed (South Yorkshire case.)
8. The defendant racially abused two security guards after being confronted over not paying for his shopping. He pleaded guilty at the first hearing to two counts of racially aggravated intentional harassment, alarm or distress by words or writing. He was sentenced to a 12 month Community Order with a nine month drug rehabilitation requirement, a 20 day rehabilitation activity requirement and 40 hours' unpaid work. The uplift was the unpaid work. He was also ordered to pay £100 compensation to each victim (West Yorkshire case.)
9. The defendant assaulted a member of bar staff who evicted him from the bar and then racially abused an assaulted the officer who arrested him for the first assault. He pleaded guilty on the day of trial to assault by beating and racially aggravated assault by beating. He was sentenced to ten months' imprisonment suspended for 18 months and 220 hours' unpaid work. This was uplifted from a Community Order with the same amount of unpaid work (North Yorkshire case.)
10. The defendant racially abused members of staff at a hotel after they asked him to leave as it was past checking out time. He pleaded guilty on the day of trial to racially aggravated intentional harassment, alarm or distress. He was sentenced to a two year Community Order and 120hours' unpaid work uplifted from 80 hours. He was also ordered to pay £500 costs and a five year Restraining Order was imposed (West Yorkshire case.)
11. The defendant racially abused a taxi driver who had refused to take him any further due to his aggressive behaviour. He pleaded guilty at the first hearing to racially aggravated fear or provocation of violence by words or writing. He was sentenced to ten weeks' imprisonment uplifted from a Community Order. He was also ordered to pay a £115 victim surcharge (West Yorkshire case.)

12. The defendant racially abused a hospital security guard after he was asked to leave for pestering patients. He was convicted after trial of racially aggravated fear or provocation of violence by words or writing. He was sentenced to 28 days' imprisonment uplifted from a Community Order. He was also ordered to pay a £115 victim surcharge and a two year Restraining Order was also imposed (West Yorkshire case.)
13. The defendant racially abused and assaulted two people who confronted her over being on private property. She pleaded guilty at the first hearing to assault by beating and racially aggravated harassment, alarm or distress by words or writing. She was sentenced to a £100 fine uplifted from a conditional discharge. She was also ordered to pay £250 compensation (South Yorkshire case.)
14. The defendant racially abused the victim in the street before assaulting him. He pleaded guilty at the first hearing to racially aggravated assault by beating. He was sentenced to 16 weeks' imprisonment uplifted from 12 weeks suspended for 12 months, 180 hours' unpaid work and a 12 day rehabilitation activity requirement. He was also ordered to pay £500 compensation (Humberside case.)
15. The defendant racially abused and assaulted her housemate. She pleaded guilty at the first hearing to racially aggravated common assault by beating. She was sentenced to a 12 month Community Order and 200 hours unpaid work uplifted from 150 hours. She was also ordered to pay £100 compensation and £85 costs (North Yorkshire case.)
16. The defendant assaulted a security guard and the manager of a supermarket and also racially abused the security guard causing damage in the process. He pleaded guilty at the first hearing to racially aggravated assault by beating and criminal damage. He was sentenced to 26 weeks' imprisonment uplifted from 20 weeks. He was also ordered to pay a £115 victim surcharge (West Yorkshire case.)
17. The defendant was racially abusive to two hospital security guards and damaged his cell after he had been arrested. He pleaded guilty to racially aggravated intentional harassment, alarm or distress by words or writing and criminal damage. He was sentenced to 26 weeks' imprisonment uplifted from 16 weeks for the racially aggravated offence and eight weeks' consecutive imprisonment for the damage (West Yorkshire case.)
18. The defendant racially abused and assaulted a police officer. He pleaded guilty on the day of trial to racially aggravated harassment, alarm or distress by words or writing and assaulting a constable in the execution of his duty. He was sentenced to a 12 month Community Order with a curfew and 80 hours' unpaid work uplifted from 40 hours. He was also ordered to pay £100 compensation, an £85 victim surcharge and £620 costs (North Yorkshire case.)
19. The defendant racially abused a supermarket manager who confronted her over shoplifting. She pleaded guilty to racially aggravated intentional harassment, alarm or distress by words or writing. She was sentenced to a 12 month Community Order with a 30 day rehabilitation activity requirement uplifted from a fine. She was also ordered to pay an £85 victim surcharge (West Yorkshire case.)
20. The two defendants racially abused a council employee on patrol in the city centre who asked them to move on. They were convicted after trial of racially aggravated intentional harassment, alarm or distress by words or writing. One defendant was sentenced to a 12 month Community Order and a 6 month drug rehabilitation

requirement uplifted from a Band C fine. The second defendant was sentenced to a 12 month Community Order with a 9 month drug rehabilitation requirement and a 15 day rehabilitation activity requirement uplifted from a Band C fine. Both defendants were ordered to pay an £85 victim surcharge and £85 costs (South Yorkshire case.)

21. The defendant racially abused the victim in the street before assaulting him. He pleaded guilty at the first hearing to racially aggravated assault by beating. He was sentenced to 16 weeks' imprisonment suspended for 12 months uplifted from 12 weeks, 180 hours' unpaid work and a 12 day rehabilitation activity requirement. He was also ordered to pay £500 compensation to the victim (Humberside case.)

Transphobic cases:

1. The defendant assaulted the victim after making transphobic comments to her. The defendant saw the victim again some weeks later and threatened her. He pleaded guilty to assault by beating and using threatening, abusive or insulting words or behaviour to cause harassment, alarm or distress. He was sentenced to 12 weeks' imprisonment uplifted from six weeks suspended for 18 months, a 10 day rehabilitation activity requirement, 100 hours' unpaid work and an 18 month Community Order. He was also ordered to pay £250 compensation and £85 costs. A five year Restraining Order was also imposed (Humberside case.)

Homophobic cases:

1. The defendant made homophobic and abusive comments to two police officers after he had been arrested for other matters. He pleaded guilty at the first hearing to two counts of using threatening, abusive or insulting words or behaviour to cause harassment, alarm or distress. He was sentenced to a 12 month Community Order uplifted from low to medium level with a 15 day rehabilitation activity requirement and a 6 month alcohol treatment requirement. He was also ordered to pay £85 costs, an £85 victim surcharge and £50 compensation to each victim (West Yorkshire case.)
2. The two defendants homophobically abused a pub landlord after being asked to leave due to their behaviour. Both defendants pleaded guilty at the first hearing to using threatening, abusive or insulting words or behaviour to cause harassment, alarm or distress. They were both sentenced to a £350 fine uplifted from £250. They were also ordered to pay £85 costs and a £35 victim surcharge (Humberside case.)
3. The defendant made homophobic and abusive comments to a police officer whilst in custody for other matters. He pleaded guilty on the day of trial to using threatening words or behaviour to cause harassment, alarm or distress. He was sentenced to a £150 fine uplifted from £100 fine but with uplift £150. He was also ordered to pay £100 compensation (South Yorkshire case.)
4. The defendant shouted homophobic abuse at his neighbours during an argument over noise levels. He pleaded guilty on the day of trial to using threatening, abusive or insulting words or behaviour to cause harassment, alarm or distress. He was sentenced to a six week curfew uplifted from four weeks. He was also ordered to pay £85 costs and £25 compensation to two of the victims (West Yorkshire case.)
5. The defendant homophobically abused two police officers who had arrested him for other matters. He pleaded guilty at the first hearing to using threatening, abusive or insulting words or behaviour to cause

Harassment, alarm or distress. He was sentenced to a 12 month Community Order uplifted from nine months and a 20 day rehabilitation activity requirement. He was also ordered to pay £85 costs and an £85 victim surcharge (West Yorkshire case.)

6. The defendant had an altercation with the victim during which he spat at him and shouted homophobic abuse towards him. He pleaded guilty at the first hearing to assault by beating. He was sentenced to a 12 month Community Order uplifted from nine months and a 25 day rehabilitation activity requirement uplifted from 20 days. He was also ordered to pay £50 compensation, £620 costs and an £85 victim surcharge. A 12 month Restraining Order was also imposed (West Yorkshire case.)
7. The defendant assaulted the victim and homophobically abused the victim's stepmother when she confronted him. He pleaded guilty at the first hearing to assault by beating and using threatening, abusive or insulting words or behaviour to cause harassment, alarm or distress. He was sentenced to a six month Referral Order uplifted from four months. He was also ordered to pay a £20 victim surcharge and £85 costs (North Yorkshire case.)
8. The defendant shouted homophobic abuse at a police officer who had arrested him for violent behaviour. He pleaded guilty at the first hearing to using threatening, abusive or insulting words or behaviour to cause harassment, alarm or distress and being drunk and disorderly in a public place. He was sentenced to a 12 month Community Order and a 30 day rehabilitation activity requirement uplifted from 25 days. He was also ordered to pay £50 compensation, £85 costs and an £85 victim surcharge (West Yorkshire case.)

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