Cyberviolence series:
Hate Speech and Restrictive Measures

THE NEW YORKER

"Not everyone benefits from technological advances."

Menno Ettema

Anti-Discrimination Department – Council of Europe

Hate Speech is a problem

Members of vulnerable groups:

- lack understanding of their rights

- reluctant to report hate speech and discrimination
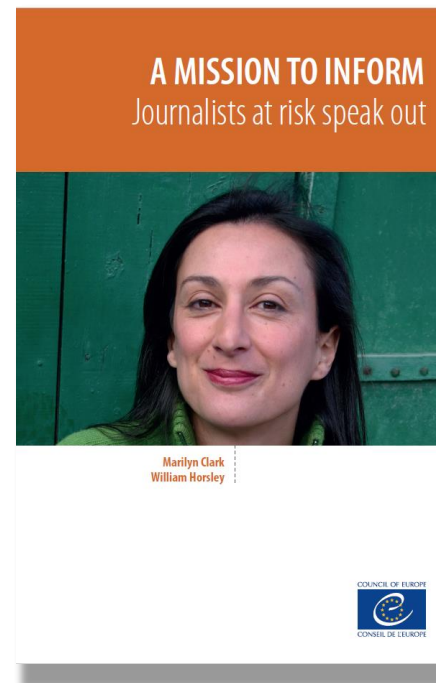
Negative trends:

- Hate Speech is increasing

- self-segregation and deepen social divides

    ECRI's annual reports since 2016

Hate Speech intimidates and silences,

- e.g. Journalist & Politicians

- Sexist hate speech undermines the equal and full participation of women and LGBTI persons

- Intersectionality

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A MISSION TO INFORM
Journalists at risk speak out

Marilyn Clark
William Horsley

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Links:

ECRI Annual Reports (coe.int)

The recording of the event "Enhancing the Safety of Journalists in Europe" is now available - News (coe.int)

Istanbul Convention (coe.int)

Online violence against women increasingly targets female journalists - News (coe.int)

European Human Rights caselaw

Article 10 Freedom of Expression

Article 17 Prohibition of abuse of rights

Article 8 Right to respect for private and family life

Article 14 Prohibition of discrimination

The Court has often emphasised the need for strong policies to combat racial discrimination as a basis for restricting hate speech

Links:

European Convention on Human Rights (coe.int)

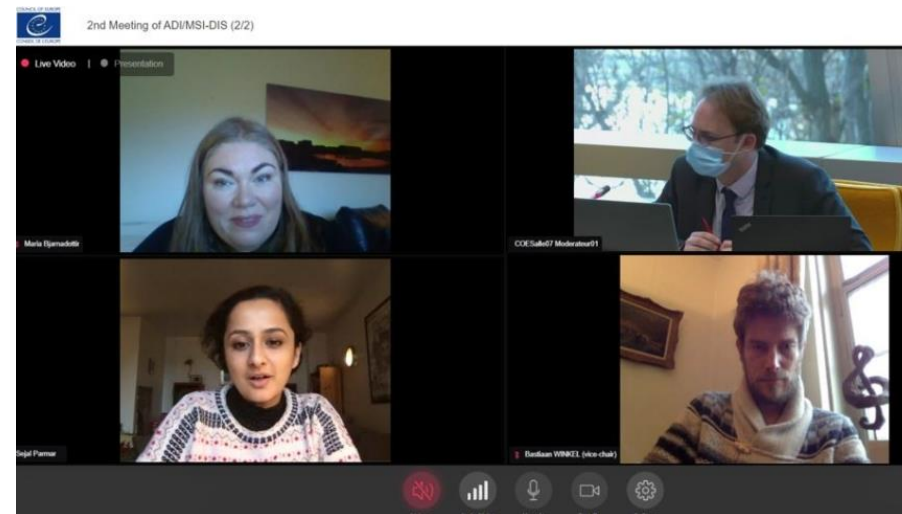Factsheet on Hate speech of the HR Court (coe.int)

Preparing new soft law instruments

Committee of Expert on Combating Hate Speech (ADI/MSI-DIS)

- CM recommendation on comprehensive approach within a human rights framework, including in online environment.

Committee of Experts on Freedom of Expression and Digital Technologies

- CM recommendation on on the impacts of digital technologies on freedom of expression

- guidance note "legal and procedural frameworks for self-regulatory and co-regulatory mechanisms for the restriction or moderation of illegal or harmful content".
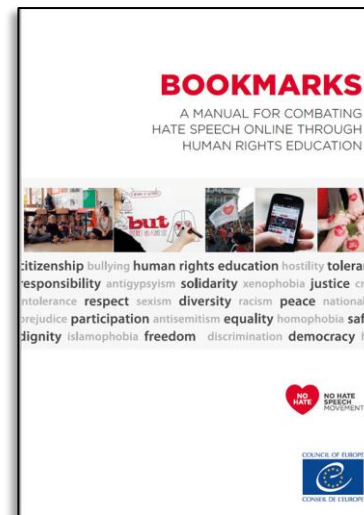
Links:

Committee of Experts on Combating Hate Speech (ADI/MSI-DIS) (coe.int)

MSI-DIG Committee of Experts on Freedom of Expression and Digital Technologies (coe.int)

Comprehensive approach

The CM Recommendation seeks to:

➢ Provide a definition of hate speech for the purpose of the recommendation;

➢ clarify the need to identify and monitor hate speech;

➢ outline the necessary legal framework covering;

➢ criminal, civil and administrative law, including in the online environment;

➢ and propose non-legal measures including through

  ➢ awareness raising,

  ➢ education and victim support,

  ➢ self regulation,

  ➢ national and international cooperation and

  ➢ coordination between stakeholders.

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BOOKMARKS
A MANUAL FOR COMBATING
HATE SPEECH ONLINE THROUGH
HUMAN RIGHTS EDUCATION

THINGS THAT CAUSE RAPE*

☐ SHORT SKIRTS
☐ BEING DRUNK
☐ FLIRTING
☒ RAPISTS

*STOP VICTIM BLAMING

Links:
[Committee of Experts on Combating Hate Speech (ADI/MSI-DIS) (coe.int)](coe.int)

[ECRI General Policy Recommendation N°15 (coe.int)](coe.int)

["Models of governance of online hate speech" – Council of Europe publication – Alexander Brown (coe.int)](coe.int)

Thank you