

APPENDIX 2

Results of consultation

Draft Hate Incidents Policy

January 2019

	Comments	Response
1.	<p>Thank you for this draft policy which I've read. It was clear to understand.</p> <p>I wonder however, whether something could be added to the effect that if say a third party were to observe/witness a hate crime incident within the estate boundaries and then report it instead of the victim would that third party have the right to remain anon to the offender for their own future safety of not becoming a victim for having reported the incident? Sometimes victims themselves may feel reluctant to report incidents as they may fear reprisal.</p>	<p>Section 7 has been inserted to clarify that we will accept reports from any source.</p> <p>It is normal practice to treat all such disclosures confidentially and we will not disclose the reporter's identity to the perpetrator.</p> <p>All reports will be treated confidentially, though we may share reports with other agencies such as the Police.</p>
2.	<p>1. Is it appropriate to include the process / protocols for reporting hate incidents and how that will be made clear to residents and employees? This may also include issues of confidentiality etc (in addition to data protection legal requirements).</p> <p>2. The list of criteria includes 'transgender identity' but not gender. I realise there is still some debate, but a very strong case has been outlined.</p> <p>On the Metropolitan Police website they use a more open definition along with the legal version. Might their terminology be worth adopting?</p> <p><i>A hate crime is when someone commits a crime against you because of your disability, gender identity, race, sexual orientation, religion, or any other perceived difference.</i></p>	<p>1. We will include reporting processes in our publicity to residents and promote third-party reporting routes (e.g. Stop Hate UK or the Police)</p> <p>2. "Transgender identity" has been changed to "gender identity". Further changes may flow from the Law Commission's review of hate crimes, which is going to look at the scope of the definition.</p> <p>Our definition includes hostility due to actual or perceived belonging to a particular group and the Metropolitan Police's definition was once source we considered during drafting.</p>

	<p><i>A hate crime is defined as 'Any criminal offence which is perceived by the victim or any other person, to be motivated by hostility or prejudice based on a person's race or perceived race; religion or perceived religion; sexual orientation or perceived sexual orientation; disability or perceived disability and any crime motivated by hostility or prejudice against a person who is transgender or perceived to be transgender.'</i></p>	
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