

JUSTICE COMMITTEE

HATE CRIME AND PUBLIC ORDER (SCOTLAND) BILL

SUBMISSION FROM EMINTANEL KUSADALI

As a law student this Bill worries me greatly. Not only is it directly in conflict with Article 10 of ECHR, but it is clearly a subjective offense in many fronts, meaning the intention behind the words of a person are imputed. This is highly dangerous since the subjectivity of offence can vary greatly, and the mildest of words and ideas to you and I may be of great importance to another.

Allowing the law to function on such sheer subjective parameters is immoral and unjust; it goes against the principle of legality; for how can we expect people to follow the law when the law is not certain enough? Subjectivity on matters of 'perception' and 'stirring up hatred' are prime examples of why this will prove massively problematic.

I have also noticed that misogyny will be included in the Bill whereas misandry will not... Forgetting everything else, this is clearly a sexist Bill if the act remains the same but one sex receives punishment whereas the other walks away free. This is an abhorrent transgression on the rule of law and is a disgusting example of what a Bill should NOT be.

If such a Bill actually passes, I will be glad to leave the UK at my earliest convenience to avoid such an oppressive, unfair, unjust, immoral and indefensible law.

I must urge you to prevent this Bill from passing.

Emintanel Kusadali
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