# JOINT REPORT OF DATA ON CRIMES COMMITTED ON GROUNDS OF INTOLERANCE WITH DISCRIMINATION BASIS

2022

Ministry of Internal Affairs of Georgia Prosecutor's Office of Georgia Supreme Court of Georgia

#### Ministry of Internal Affairs of Georgia Prosecutor's Office of Georgia Supreme Court of Georgia

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#### Ministry of Internal Affairs of Georgia

#### Table №1

#### Initiation of Investigation

Total: 1802 Criminal Cases

Legal Qualification	Total Number	Legal Qualificati	ion Total Number	Legal Qualification	Total Number	Legal Qualification	Total Number
126'	722	11'-150	4	181	1	126'; 150'	
126	221	11'-120	4	229	1	126'; 157'	
11' -151	167	178	4	236	1	126'; 236	
151	140	11'-118	3	239	1	126'; 🛚 73'	
126'; <b>1</b> 1'-151	106	126; 187	3	381	1	19-137; 177	
381'	48	118	3	11'-115	1	126'; 236; 11'-151	
11'-381'	43	177	3	11'-115; 126'	1	139; 157'	
137	34	11'-117	3	11'-120; 11'-381	1	143; 137	
151'	25	19-109	2	11'-139; 126'	1	144'''	
140	25	19-108	2	11'-143	1	150; 151	
187	20	381'; 151	2	11'-151; 11'-126	1	151; 11'-381'	
143	19	126'; 381'	2	11'-151; 11'-187	1	151; 137; 126	
151; 126	18	141	2	11'-151; 381'	1	151; 150'	
115	13	108	2	11'-19-108	1	151; 187	
126',151	11	157	2	11'-19-109	1	156; 157'	
11'-140	11	139	2	11'-19-137; 11'-151	1	155'	
157'	8	180	2	11'-381'; 11'-19-109	1	157'; 151'	
19-137	8	11'-381'; 126'	2	115; 11'-151	1	157'; 151'; 139	
11'-381'; 11'-151	7	187; 160	2	126'; 11'-187	1	160; 187	
117	7	11'-187	2	126'; 11'-151; 11'-151	1	177; 126'	
11'-126	6	11'-150'	2	126',126',151	1	178; 126'	
11'-109	6	372	2	126'; 137	1	187; 126	
138	5	126'; 353	2	126'; 151; 11'-381'	1	187; 151	
150'	5	126; 126'	2	126; 120	1	19-178	
11'-137	5	126'; 187	1	126; 126	1	238'	
120	5	179	1	126; 150	1	353; 151	
150	4						

Ministry of Internal Affairs of Georgia					
Initiation of Invest	Initiation of Investigation				
Total: 1802 Criminal Cases					
Table №2					
Signs of Discrimination	Total Number				
gender	1579				
race(1)	50				
political or other view	44				
gender identity	38				
sexual orientation	36				
other signs of discrimination	13				
disability	10				
religion	6				
disability; gender	5				
gender; race(1)	5				
age	3				
sex	2				
gender; sexual orientation	2				
gender; age	2				
property status	1				
property or social status	1				
social affiliation	1				
place of residence	1				
religion; race(1)	1				
gender; religion	1				
gender; appearance	1				

Ministry of Internal Affairs of Georgia				
Initiation of Investigation				
Total: 1802 Criminal C	ases			
Table №3				
Territorial Distribution	Total Number			
Tbilisi	595			
Adjara	274			
Imereti	243			
Kvemo Kartli	218			
Patrol Police	133			
Kakheti	93			
Guria	57			
Shida Kartli	56			
Samtskhe-Javakheti	55			
Mtskheta-Mtianeti	37			
Samegrelo-Zemo Svaneti	31			
Racha-Lechkhumi and Kvemo Svaneti	10			
CCPD(2)	0			
Border Police	0			

- 1) Skin color, language, citizenship, national and ethnic origin.
- 2) Central Criminal Police Department.

Note: Criminal cases subject to jurisdiction of the Patrol Police of the Ministry of Internal Affairs of Georgia and Departments of the Central Criminal Police, as well as the State Sub-Agency - Border Police of Georgia, in consideration of their specific nature, will not be disaggregated according to the principle of regional division of Georgia.

#### Prosecutor's Office of Georgia

## Launching Prosecution / Diversion / Termination of Prosecution / Refusal to Launch Prosecution / Granting the Victim Status Table N4

		Launching Prosecution	Diversion	Termination of Prosecution	Refusal to Launch Prosecution	Granting the Victim Status
Person	Total Number	1172	4	3	3	1208
	In case on which investigation commenced in the reporting period	1126	4	3	3	3 1164
	Natural person	1172	4	3	3	1207
	Legal entity	0	0	(	0 (	
Sex	Female	36	1	(	2	1102
	Male	1136	3	3	3	105
Age <sup>1</sup>	14 to 18 years	15	1	(	0 (	_
	Above 18 years	1157	3	3	3	_
Age <sup>2</sup>	under 18	_	_	_		78
	18 to 60 years	_	_	_		1086
	Over 60 years	_		_	_	43
Legal qualification (under Article of the	109	2		_	_	2
Criminal Code of Georgia)	11' 109	7		1	1	8
	11' 19 109	6				7
	11' 19 109, 109	1	_			0
	11' 19 109, 11' 381'	1				1
	19 109, 139	1	_			1
	115	4				1
	11' 115	14				12
	11' 115, 11' 137, 11' 141	1				0
	11' 115, 11' 138	1				1
	11' 115, 11' 137	0				1
	117	1				1
	11' 117	2				2
	118	3		_	_	5
	118, 151'	1				0
	11' 118	5				6
	11' 118, 118	1	_			0
	120	1	_	_		1
	11' 120	12				12
	126	116	4	1	1 3	
	126, 126'	1				0
	11' 126	18		1	1	19
	126'	266	_	_	_	284
	126', 11' 151	360				366
	137	6	_			6
	137, 143	5	_		_	3
	11' 137	11				11
	11' 137, 11' 144'''	1	_		_	1
	11' 19 137, 11' 137	1			-	1

19 137, 137, 139	1				1
19 137, 139, 151'	1	_	_	_	1
138	1		_	_	2
11' 138	1	_	_	_	1
139	2		_	_	2
11' 139	1				1
140	2	_	_	_	2
11' 140	5		_	_	5
11' 141	0		_	_	1
143	16		_	_	8
11' 143	5		_	_	5
143, 144"'	3	_	_	_	1
11' 143, 11' 144'''	1	_	_	_	1
144"'	5	_	_	_	2
144"', 151'	1	_	_	_	1
11' 144'''	6	_	_	_	7
150	3	_	_	_	3
11' 150	6	_	_	_	7
150'	2		_	_	2
11' 150'	2		_	_	2
151	23		_	_	28
11' 151	106	l	_	_	118
11' 151, 151	1	_	_	_	0
151'	27	_	_	_	29
151', 157'	2	_	_	_	2
151', 381'	2	_	_	_	2
11' 151'	12	_	_	_	12
155	1	_	_	_	2
156	6	_	_	_	18
160	1	_	_	_	2
11' 160	3		_	_	3
178	3	_	_	_	3
181	2		_	_	2
187	5		_	_	5
11' 187	16		_	_	16
11' 19 187	1		_	_	1
381'	8		_	_	8
11' 381'	40	_	_	_	41

Sign of discrimination	gender	1065	2	2	2	1086
	gender identity	18	_	_	_	20
	sexual orientation	37	_	_	_	32
	sex	2	_	_	_	3
	age	4	_	_	_	4
	disability	8	_	_	_	9
	race <sup>3</sup>	12	1	1	_	14
	religion	2	_	_	1	12
	political or other view	3	_	_	_	4
	social affiliation	0	_	_	_	0
	place of residence	0	_	_	_	0
	property or social status	0	_	_	_	0
	other view	10	_	_	_	4
	other signs of discrimination	6	1	_	_	10
	disability, gender	1	_	_	_	1
	race, gender	2	_	_	_	3
	social affiliation, gender	1	_	_	_	1
	religion, race	0	_	_	_	1
	social affiliation, property status	1	_	_	_	4
Territorial distribution	Tbilisi <sup>4</sup>	423	_	1	_	446
	Abkhazia	0	_	_	_	0
	Adjara	179	_	_	_	180
	Kakheti	65	_	_	_	71
	Shida Kartli and Mtskheta-Mtianeti	79	_	_	_	78
	Kvemo Kartli	192			_	191
	Western Georgia	169	2	1	1	179
	Samegrelo-Zemo Svaneti	32	2	_	2	29
	Samtskhe-Javakheti	33	_	1		34

Age categories of launching prosecution, refusal to launch prosecution, termination of prosecution and diversion are recorded as follows: from 14 to 18 years and above 18 years.

 $<sup>^2</sup>$ The age category of granting victim status is recorded as follows: under 18 years, 18 to 60 years and over 60 years.

<sup>&</sup>lt;sup>3</sup> Race, Skin color, language, citizenship, national and ethnic origin.

<sup>&</sup>lt;sup>4</sup> Tbilisi also encompasses data of the cases, on which procedural supervision is conducted by the General Prosecutor's Office of Georgia.

#### Prosecutor's Office of Georgia Social Relations

Social Relations <sup>1</sup>	Launching Prosecution	Diversion	Termination of Prosecution	Refusal to launch prosecution
Spouse <sup>2</sup>	780	_	2	_
Parent <sup>3</sup>	62	_	_	_
Child <sup>4</sup>	32	_	_	_
Guardian <sup>5</sup>	0	_	_	_
Dependant person <sup>6</sup>	0	_	_	_
Other member of Family <sup>7</sup>	79	_	_	_
Acquaintance	83	2	_	3
Stranger	119	2	1	_
Intimate Partner <sup>8</sup>	109	_	_	_

<sup>&</sup>lt;sup>1</sup> Social relation defines who is a perpetrator (under probable cause proof standard) for a victim.

<sup>&</sup>lt;sup>2</sup> Spouse implies a person within registered marriage, as well as unregistered marriage (including ex-spouses).

<sup>&</sup>lt;sup>3</sup> Parent implies - mother, father, stepmother, stepfather, foster mother, foster father.

<sup>&</sup>lt;sup>4</sup>Child implies - child, stepchild, foster child.

<sup>&</sup>lt;sup>5</sup> Guardian implies - guardian, custodian, supporter.

<sup>&</sup>lt;sup>6</sup> Dependent person implies - person under guardianship and custodianship, beneficiary of support,

<sup>&</sup>lt;sup>7</sup> Other member of family implies - persons listed in an article 11<sup>1</sup> of the criminal code of Georgia, except for the persons defined in this table, namely: "Spouse", "Parent", "Child", "Guardian", "Dependent person".

<sup>&</sup>lt;sup>8</sup> Intimate partners are individuals who are not / have not been in a registered or unregistered marriage, do not/ did not maintain a common household, however have / used to have a close personal relationship accompanied by emotional connection and / or sexual contact.

#### Prosecutor's Office of Georgia Termination of Investigation

Case (unit of observation)	Total Number	60
	Investigation commenced in the reporting period	60
Grounds for termination of	Article 105 - I, (a) of the CPCG	54
investigation (under article of	Article 105 - I, (i) of the CPCG	4
the Criminal Procedure Code of Georgia)	Article 105 - I, (e) of the CPCG	2
Georgia)	126	18
	126'	15
	140	1
	11' 140	2
Legal qualification (under	143	3
Article of the Criminal Code of	150'	1
Georgia)	151	14
	11' 151	1
	187	3
	236	1
	381'	1
	Tbilisi <sup>1</sup>	36
	Abkhazia	0
	Adjara	8
	Kakheti	6
Territorial distribution	Shida Kartli and Mtskheta-Mtianeti	0
	Kvemo Kartli	3
	Western Georgia	2
	Samegrelo-Zemo Svaneti	4
	Samtskhe-Javakheti	1

<sup>&</sup>lt;sup>1</sup> Tbilisi also encompasses data of the cases, on which procedural supervision is conducted by the General Prosecutor's Office of Georgia.

## Supreme Court of Georgia

(Data of Georgian district (city) courts)

#### Number of Cases filed and handled

Region	filed during the reporting period	number of cases handled during the reporting period		
	case	case		
Total	1027	805		
Tbilisi	371	289		
Abkhazia				
Adjara	134	87		
Guria	25	18		
Imereti	160	134		
Kakheti	56	42		
Mtskheta-Mtianeti	30	21		
Racha-Lechkhumi and Kvemo Svaneti	2			
Samegrelo-Zemo Svaneti	28	29		
Samtskhe-Javakheti	24	16		
Kvemo Kartli	158	138		
Shida Kartli	39	31		

## The results of examination of cases

Table N 8

The result of examination of the case		handled during ing period	among them cases where the investigation commenced in the reporting period		
	case	person	case	person	
Totally handled cases, among them:	805	866	487	511	
• <i>By delivering the verdict</i> , among them:	788	848	474	497	
-following the main hearing	724	770	424	439	
- based on a plea agreement	64	78	50	58	
$\circ$ <i>Terminated</i> , among them the grounds were:	15	16	11	12	
- CPC of Georgia article 105, paragraph 2b	15	15	11	11	
- CPC of Georgia article 105, paragraph 2c		1		1	
•Remanded to the Prosecutor's Office, among them:	2	2	2	2	
- by reason of diversion	2	2	2	2	

## Verditcs of guilty and verdicts of not guilty

Table N 9

	Verdict of guilty is delivered	among them cases where the investigation commenced in the reporting period	Verdict of not guilty is delivered	among them cases where the investigation commenced in the reporting period
Total (persons)	585	389	96	31

## Number of convicted persons according to the articles of the Criminal Code of Georgia

Articles of CCG	rticles of ( ( ( I number of convicted   I	among them cases where	among them							
(according to the main article)	persons during the reporting period	man	woman	from 14 to 18 years of age	aged 18 or over	the investigation commenced in the reporting period	man	woman	from 14 to 18 years of age	aged 18 or over
Total:	585	573	12	6	579	389 381 8 6		6	383	
11 <sup>1</sup> -109	1	1			1					
11 <sup>1</sup> -19-109	2	2			2	1	1			1
11 <sup>1</sup> -118	6	6			6	4	4			4
118	9	9			9	1	1			1
11 <sup>1</sup> -115	1	1			1					
120	6	6		2	4	4	4		2	2
11 <sup>1</sup> -120	5	5			5	5	5			5
126	48	46	2	4	44	33	32	1	4	29
11 <sup>1</sup> -126	8	8			8	4	4			4
126 <sup>1</sup>	238	232	6		238	155	150	5		155
137	2	2			2	2	2			2
11 <sup>1</sup> -137	2	2			2	2	2			2
138	1	1			1					
139	1	1			1					
11 <sup>1</sup> -139	1	1			1					
140	1	1			1	1	1			1
11 <sup>1</sup> -140	2	2			2	2	2			2
141	2	2			2	1	1			1
11 <sup>1</sup> -141	1	1			1	1	1			1
143	13	12	1		13	8	7	1		8
11 <sup>1</sup> -143	1	1			1	1	1			1
11 <sup>1</sup> -144	1	1			1	1	1			1

#### continued

Articles of CCG	number of convicted		am	ong them		among them cases where	among them					
(according to the main article)	persons during the reporting period	man	woman	from 14 to 18 years of age	aged 18 or over	the investigation commenced in the reporting period	man	woman	from 14 to 18 years of age	aged 18 or over		
11 <sup>1</sup> -144 <sup>1</sup>	1	1			1							
144 <sup>3</sup>	2	2			2	1	1			1		
11 <sup>1</sup> -144 <sup>3</sup>	3	3			3	1	1			1		
150	4	4			4	3	3			3		
11 <sup>1</sup> -150	6	5	1		6	4	4			4		
11 <sup>1</sup> -150 <sup>1</sup>	1	1			1							
151	40	39	1		40	28	28			28		
11 <sup>1</sup> -151	126	126			126	95	95			95		
151 <sup>1</sup>	13	13			13	7	7			7		
155	1	1			1	1	1			1		
156	3	3			3	1	1			1		
160	4	4			4							
178	1	1			1	1	1			1		
187	2	2			2	2	2			2		
11 <sup>1</sup> -187	8	7	1		8	4	3	1		4		
239	2	2			2	2	2			2		
381 <sup>1</sup>	5	5			5	5	5			5		
11 <sup>1</sup> -381 <sup>1</sup>	11	11			11	8	8			8		

## Types of punishments imposed on convicted persons

	number of convicted	Among them were charged									
Articles of the CCG	persons during the reporting period	Deprivation of liberty	Conditional sentence	Fine	Community service						
Total	585	235	261	39	50						
11 <sup>1</sup> -109	1	1									
11 <sup>1</sup> -19-109	2	2									
118	9	9									
11 <sup>1</sup> -118	6	3	3								
11 <sup>1</sup> -115	1	1									
120	6		4	1	1						
11 <sup>1</sup> -120	5	4	1								
126	48	5	13	21	9						
11 <sup>1</sup> -126	8	7	1								
126 <sup>1</sup>	238	92	122	1	23						
137	2	2									
11 <sup>1</sup> -137	2	2									
138	1	1									
139	1		1								
11 <sup>1</sup> -139	1	1									
140	1		1								
11 <sup>1</sup> -140	2		2								
141	2	2									
11 <sup>1</sup> -141	1	1									
143	13	11	2								
11 <sup>1</sup> -143	1	1									
11 <sup>1</sup> -144	1	1									
11 <sup>1</sup> -144 <sup>1</sup>	1	1									
144 <sup>3</sup>	2	2									
11 <sup>1</sup> -144 <sup>3</sup>	3	3									
150	4		1	3							
11 <sup>1</sup> -150	6	1	5								
11 <sup>1</sup> -150 <sup>1</sup>	1		1								
151	40	11	18	8	3						
11 <sup>1</sup> -151	126	58	59		9						
151 <sup>1</sup>	13	4	8		1						
155	1		1								
156	3	3									
160	4		1	3							
178	1		1								
187	2		2								
11 <sup>1</sup> -187	8	2	6								
239	2			2							
381 <sup>1</sup>	5	1	3		1						
11 <sup>1</sup> -381 <sup>1</sup>	11	3	5		3						

## Number of persons convicted according to the grounds of intolerance

Table N 12

Ground of intolerance	number of convicted persons in the reporting period	among them cases where the investigation commenced in the reporting period
Total (person)	585	389
gender	522	353
gender identity	12	7
sexual orientation	18	13
sex	1	1
age	2	2
disability	4	1
race <sup>1)</sup>	7	5
religion	1	1
political or other view	3	3
social affiliation, property status	1	1
other signs of discrimination	3	2
sexual orientation, gender identity	10	
gender, social affiliation	1	

 $<sup>^{1)}</sup>$  Race, skin color, language, citizenship, national and ethnic origin

#### Social Relations

Table N 13

Social relations <sup>1)</sup>	Convict's attitude towards the victim (towards the victims)	among them according to the cases where the investigation commenced in the reporting period
Spouse <sup>2</sup>	404	272
Parent <sup>3</sup>	23	15
Child <sup>4</sup>	11	9
Guardian <sup>5</sup>		
Dependant person <sup>6</sup>		
Other member of Family <sup>7</sup>	24	20
Acquaintance	37	20
Stranger	66	39
Intimate Partner <sup>8</sup>	33	24

<sup>1)</sup> **Social relation** - Defines who is a convict for a victim

<sup>&</sup>lt;sup>2)</sup> **Spouse** -implies a person within registered marriage, as well as unregistered marriage (including exspouses)

<sup>&</sup>lt;sup>3)</sup> **Parent** - mother, father, foster mother, foster father, adopting parent, adopting parent's spouse

<sup>4)</sup> **Child** - child, stepchild, foster child, adopted child

<sup>&</sup>lt;sup>5)</sup> **Guardian** - guardian, custodian, supporter

<sup>&</sup>lt;sup>6)</sup> **Dependent person** - beneficiary of guardianship, custodianship and receiver of support

<sup>&</sup>lt;sup>7)</sup> **Other member of family** - persons listed in an article 11<sup>1</sup> of the criminal code of Georgia, except for persons that fall into categories defined above

<sup>&</sup>lt;sup>8)</sup>Intimate partners are individuals who are not / have not been in a registered or unregistered marriage, do not/ did not maintain a common household, however have / used to have a close personal relationship accompanied by emotional connection and / or sexual contact.

## Application of Article 53<sup>1</sup> paragraph 1 of the CCG as an aggravating circumstance

	Number of convicted		Among them the basis of intolerance											
Articles of the CCG	persons where the article 53 <sup>1</sup> paragraph 1 of the CCG is applied	Gender	Gender Identity	Sexual orientation	Sex	Age	Disability	Race	Religion	Political or other view	social affiliation, property status	Other signs of discriminatio	sexual orientation, gender identity	gender, social affiliation
Total	435	399	9	6	1			3		3	1	2	10	1
11 <sup>1</sup> -19-109	1	1												
11 <sup>1</sup> -118	4	4												
118	8	2											6	
120	6	2		2				2						
11 <sup>1</sup> -120	2	2												
126	26	13	7	2						3		1		
11 <sup>1</sup> -126	7	7												
126 <sup>1</sup>	185	185												
137	2	2												
11 <sup>1</sup> -137	1	1												
139	1	1												
141	2	2												
143	6	6												
11 <sup>1</sup> -143	1	1												
11 <sup>1</sup> -144	1										1			
11 <sup>1</sup> -144 <sup>1</sup>	1	1												
144 <sup>3</sup>	2	1		1										
11 <sup>1</sup> -144 <sup>3</sup>	1	1												
150	3	3												
11 <sup>1</sup> -150	6	6												
11 <sup>1</sup> -150 <sup>1</sup>	1	1												
151	25	21	2	1				1						
11 <sup>1</sup> -151	110	110												
151 <sup>1</sup>	9	8			1									
156	2											1	1	
160	4	1											3	
187	1	1												
11 <sup>1</sup> -187	6	5												1
381 <sup>1</sup>	5	5												
11 <sup>1</sup> -381 <sup>1</sup>	6	6												

Table N 15

		Among them the basis of intolerance															
Region	Number of convicted persons where the article 53 <sup>1</sup> paragraph 1 of the CCG is applied	Gender	Gender Identity	Sexual orientation	Sex	Age	Disability	Race	Religion	Political or other view	social affiliation, property status	Other signs of discrimination	sexual orientation, gender identity	gender, social affiliation			
Total	435	399	9	6	1			3		3	1	2	10	1			
Tbilisi	202	171	6	4	1			3		3	1	2	10	1			
Abkhazia																	
Adjara	30	28	2														
Guria	14	14															
Imereti	29	26	1	2													
Kakheti	31	31															
Mtskheta-Mtianeti	8	8															
Racha-Lechkhumi and Kvemo Svaneti																	
Samegrelo-Zemo Svaneti	1	1															
Samtskhe-Javakheti	3	3															
Kvemo Kartli	97	97															
Shida Kartli	20	20															