

INTRODUCTION TO HARASSMENT

OVERVIEW

The purpose of this module is to provide an introduction to the way in which SOGIE based harassment manifests and the ways in which it can be challenged. We will explore how police raids, arbitrary arrests, extortion, and targeted violence of persons based on SOGIE create an environment of systemic harassment that often leaves victims feeling like they have no recourse. Participants will learn which laws provide protections for SOGIE based harassment and the developing jurisprudence related to this issue.

OBJECTIVES

1. To establish an understanding of what constitutes SOGIE based harassment.
2. To expand knowledge of the emerging jurisprudence protecting victims of SOGIE based harassment.
3. To be able to identify when state harassment is a human rights violation and how to strategically challenge the practice.

LEARNING OUTCOMES

Upon completion of this module participants should:

1. Understand the many ways SOGIE based harassment manifests and its consequences.
2. Be able to identify the human rights violation experienced during the harassment.
3. Be able to document the harassment.
4. Be familiar with the legal recourse available to them in the case of harassment.

EVALUATION & ASSESSMENT

Evaluation and assessment of each module will be carried out through the use of in session and post institute evaluations carried out by the Network Coordinator as well as next-day recaps.

OUTLINE

Introduction to Harassment

1. Manifestations, causes and consequences of the SOGIE based harassment
 - a. Police Raids
 - b. Bribery
 - c. Coercion
 - d. Arbitrary arrests
 - e. Extortion & blackmail
 - f. Targeting
 - g. Denial of police assistance
 - h. Profiling
 - i. Targeting
 - j. Deliberate misgendering
 - k. Acts of humiliation
 - l. Brutality
 - m. Retaliation
 - n. Malicious prosecution
2. Story-telling / discussion
 - a. Write a story about a time you or someone you know were physically abused or verbally insulted by the police. What did you experience?
 - b. Write a story about a time you or someone you know were stopped by the police because of SOGIE.
3. Documentation and evidence
4. Recourse available
 - a. criminal prosecution
 - b. Injunctive relief

- c. Civil lawsuits for damages
- 5. Case study
 - a. Uganda - **Victor Juliet Mukasa & Yvonne Oyo v Attorney General** Misc. Cause No. 246/06 (unlawful arrest, detention, inhuman degrading treatment)
 - b. Zimbabwe - **Ricky Nathanson v Farai Mteliso and others, High Court of Bulawayo in Zimbabwe**, 176/19 (unlawful arrest and malicious prosecution)