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C.O.N.T.A.C.T.

Desktop research results

Italy

Annex 3. Scientific literature (relating to the country concerned)

Country	Objectives	Brief abstracts (what do they say)	Bibliography reference
Italy	Dealing with the evolution of equal rights for the LGBT people abroad and in Italy. The current status of LGBT rights in Italian politics and the influence of the Catholic church	A journey through judicial cases from the western world which have brought freedom to LGBT people from being classified as criminals or perverts to becoming political subjects. The book comes of age as the jurisdiction itself of most countries progresses, dealing with civil unions (or same-sex unions), marriage and same-sex parenthood. The author carries on a special focus analysis on Italy.	Matteo Maria Winkler, Gabriele Strazio. <i>L'abominevole diritto. Gay e lesbiche, giudici e legislatori.</i> , 2011
Italy	Outlining the bitter situation of the LGBT community in Italy nowadays, analyzing the political attitude as well as the social and religious influences	Homophobia, with Foucault's words, is a device and it's constantly examined through all the social sciences: law, anthropology, philosophy, history and psychoanalysis. Only through this process it is possible to carry on a deconstruction of Homophobia. The hatred against gays and lesbians is a phenomenon which develops throughout modern history and ideology and its ideals are being challenged by the author in this book.	Daniel Borrillo. <i>Omfobia. Storia e critica di un pregiudizio.</i> <u>Dedalo</u> , 2009
Italy	Hate speech and how to tackle this phenomenon and its relations with the freedom of thought/speech	The book deals with the hate speech, a hot topic and one of the worst forms of intolerance and racism as well as a growing global phenomenon. After reviewing the main jurisdictions and Sets of rules, especially focusing on Europe and its history (mainly Germany	Lucia Scaffardi, <i>Oltre i confini della libertà di espressione : l'istigazione all'odio razziale</i> , Padova CEDAM, 2009

		and Italy) and America's, the author carries on the hypothesis of considering instigation of hatred and racial discrimination as the worst manifestation of human thought. Eventually the author tries to identify common ways of tackling this problem by respecting dignity and equality. Section 2 of the book focuses only on Italy.	
Italy	Through the analysis of some Italian cases the author tries to report the evolution of Italian legislature and how to keep defense of freedom of expression.	Racial Hate speech represents one of the burning issues within the protection of freedom of speech and thought. Through the analysis of some Italian cases the author tries to report the evolution of Italian legislature and how to keep defense of freedom of expression.	Palmina Tanzarella, <i>Il discorso d'odio razziale. Le tappe legislative e giurisprudenziali di un discutibile reato costituzionalmente protetto</i> found in: <i>Diritto, immigrazione e cittadinanza : rivista trimestrale / promossa dall'Associazione per gli studi giuridici sull'immigrazione e Magistratura democratica</i> , A. 11, n. 4 (ottobre-dicembre 2010), PP. 50-70
Italy	Analysis of racial hatred cases due to religious/ethnic reasons.	The book is a collection of different texts analysing current cases of discrimination with penal and constitutional relevance. Its contributions come from intellectuals and professionals dealing with religious discrimination within the Muslim community, racial hatred, ethnic discrimination within the armed forces.	Silvio Riondato, <i>Discriminazione razziale, xenofobia, odio religioso: diritti fondamentali e tutela penale</i> , Università degli studi di Padova CEDAM 2006
Italy	Comparison of laws and actions concerning religious hatred within three E.U. countries: IT, UK, FR	The book analyses and compares the jurisdictions of three main European countries: Italy, U.K., France especially concerning religious hatred, the limits and abuses of freedom of expression and the possibility of a European common model.	Anna Gianfreda, <i>Diritto penale e religione tra modelli nazionali e giurisprudenza di Strasburgo (Italia, Regno Unito e Francia)</i> , Università cattolica del Sacro Cuore, Giuffrè editore
Italy	Thorough sociological Analysis of web pages with hate speeches and incitement to ethnic/religious violence	The author, who sets out its work as a sociological analysis, gets deep into searching websites which could promote violence and racial hatred . As he comes across the worst scenario of 'killing negroes', anti-Semitic speeches and neo-Nazi racial superiority webpages, he blends the research with his memories and tries to give the readers a possible discussion topic.	Antonio Roversi, <i>L'odio in rete: siti ultras, nazifascismo online, jihad elettronica</i> , Il Mulino, Bologna 2006

Italy	Analysis of Italian vs. E.U jurisdiction concerning racism and xenophobia (especially focusing on online hate speech)	The author describes and analyses Italian jurisprudence on crimes based on racism, ethnic and/or religious hatred comparing it with the EU laws within the broader frame of immigration laws.	Teresa Maria Moschetta, <i>La decisione quadro 2008/913/GAI sulla repressione penale del razzismo e della xenofobia: una "occasione persa" per l'Italia?</i> found In: G.Caggiano <i>I percorsi giuridici per l'integrazione, migranti e titolari di protezione internazionale tra diritto dell'Unione e ordinamento italiano.</i> Giappichelli editore 2014
Italy	Describing the need for a law in Italy against hate crimes based on sexual orientation and what is the main consideration on this topic among high school students in Rome.	The authors describe the outcomes of a study and survey carried out in Roman secondary schools on the topic of Homophobia and prejudice against LGBT people. Within the text an analysis focuses on the lack in Italian law of any punishment against hate crimes based on sexual orientation as well as the lack of recognition of same-sex unions.	Francesca Aureli and Sergio Mauceri, <i>Media, Élite simboliche e omofobia: tra agire comunicativo e pratico.</i> Found in: <i>Omofobia come costruzione sociale. Processi generative del pregiudizio in età adolescenziale,</i> Franco Angeli edizione 2015
Italy	Comparative analysis of Religious hatred-based crimes in the U.S., India, U.K. and Italy	The Globalization of religious hatred. Phenomenological data analysis of Hate speech and hate crime and their dimension in today's media. After the analysis on US, Indian and British soil, the author describes Italy's case on the incitement to religious hatred between legislation and jurisprudence.	Cristiana Cianitto, <i>L'incitamento all'odio religioso: Stati Uniti, India, Gran Bretagna e Italia,</i> Giappichelli editore 2012
Italy	Comparative analysis of Homophobia and the laws to tackle it in the E.U. and the action of the European Court of Human rights.	The European Court of human rights and its analysis on the rise of Homophobia in Europe, the main legislative procedures in the E.U. countries, lights and shadows on the topic and actions against hate speech and Homophobia.	Luciana Gioisis, <i>Liberta d'espressione e odio omofobico. La Corte europea dei diritti dell'uomo equipara la discriminazione in base all'orientamento sessuale alla discriminazione razziale.</i> Found in: <i>Rivista italiana di diritto e procedura penale,</i> Vol. 56, N° 1, 2013
Italy	The thin line between freedom of expression and hate crime, especially through the internet (facebook)	The right to free thinking/expression and the principles of equality and same dignity of all humans share a very thin border within the subject of incitement and hatred based on race/ethnicity/sexual orientations and religion. The author analyses some cases of hate speech incitement through the web and especially through Facebook.	Chiara Silva, <i>Quando la discriminazione razziale si trasferisce su Facebook,</i> found in: <i>Archivio Penale rivista di diritto e procedura e legislazione penale.</i> settembre–dicembre 2012 fascicolo 3 anno LXIV
Italy	Outlining what Hate crime and Hate speech are and its acknowledgement in the Italian Constitution	What is hate crime and its relation to freedom of expression and thought. the linguistic features of a	Andrea Pugiotto, <i>Le parole sono pietre? I discorsi di odio e la libertà di espressione</i>



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		hate speech and opinion crimes.	<i>nel diritto costituzionale</i> , found in: Diritto penale contemporaneo 3/2013
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