**Annex 2**

**Records of application of Article 54a of the Criminal Code**

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| **Records of application of Article 54a of the CC** | | | | | | | | | | | | | | | |  |
| Number | Competent public prosecutor's office | Number of cases | Applicant filling charges/report | Criminal offense | A brief description of the facts | Motives from which the offense was committed (racial, religious, ethnic or national affiliation, gender, sexual orientation, gender identity) | Actions taken | Case status (completed / ongoing) | Gender of the injured party | | Age of the injured party | | | |  |  |
| submission date | Indicate the national and ethnic affiliation of the injured party (if it is a motive for committing the crime) |  |  |  | |  | |  |  |
| **Appellate Public Prosecutor's Office in Belgrade** | | | | | | | | | | | | | | | |  |
| 1. | First BPPO in Belgrade | Kt 3988/14 | Charges filled by injured I. S. of 16/04/2014 | 194 CC | psychological and physical violence against son and wife | sexual  orientation | 10/10/2017 motion for indictment filed; 17/10/2018 conviction, imposed a suspended sentence - 1 year imprisonment suspended for 3 years and a measure prohibiting approach and communication with the injured party for 1 year. 29/10/2018  first instance final judgment | completed | 1 |  | 1 | |  | |  |  |
| 2. | First BPPO in Belgrade | Kt 2923/17, Sk 424/18 | PS Stari  Grad  report dated 17/05/2017 | 121 CC | attack by three persons in a public place | gender identity | 13/07/2018 motion for indictment; 13/03/2019 concluded a plea agreement; 22/03/2019 conviction - sentenced to imprisonment for a term of 1 year, which will be executed in the rooms where the defendant lives. 01/04/2019, first instance final judgment. | completed | 1 |  | 1 | |  | |  |  |
| 3. | First BPPO in Belgrade | Ktn 1489/18 (Ktr 6554/17) | the report of the  MoI  Police Directorate, Police  Administration for the City of Belgrade,  Police station  Stari Grad 03/16/23/1 D.No.8400 /17  dated 24/10/2017 | 344 para 2 in connection with para. 1 CC | 12/10/2017 attack in a public place by several unidentified persons during which minor bodily injuries were inflicted on the injured party | sexual  orientation | 07/11/2017  request sent PS Stari Grad to collect the necessary information; obtained a medical certificate from the Clinical Center of Serbia dated 22/02/2018 from which it follows that the injured party suffered minor bodily injuries on a critical occasion; 29/11/2017 the report of PS Stari Grad was submitted - the identity of the unidentified person was not determined; 17/04/2018  the case was transferred into the KTN register | pending | 1 |  | 1 | |  | |  |  |
| 4. | First BPPO in Belgrade | Ktn 4361/19 (Ktr 1415/19) | MoI report  PS Vračar D no. - 1125 from 16/12/2019 | Art. 344 CC | Two unidentified persons attacked 18/02/2019 in a public place, during which the injured party was inflicted with bodily injuries. | ethnic  affiliation – Roma man | 29/05/2019 request sent to collect the necessary information; the identity of the unidentified person has not yet been established. 16/12/2019 transferred into KTN 4361/19 | pending |  | 11 | 1 | |  | | | |
| 5. | First BPPO in Belgrade | Ktn 4975/16 (Ktr 5326/15) | Report of the RS Ministry of the Interior, Police Directorate, Police Administration of the City of Belgrade, Crime Administration (UKP) 8th Department D. No. 7249/15 dated 27/09/2015 | 344 para 2 in connection with para 1 CC | Attack of “Rad” fans in a catering facility on three female persons 27/09/2015. | sexual  orientation | examined victims and witnesses; inspection of security camera recordings on the basis of which photographs were taken and submitted to the police stations of the city of Belgrade; obtained orders of the pre-trial judge to obtain from the Internet provider Telekom Serbia data on users of IP addresses from which threatening messages were sent to the injured parties; instructed the FYROM Department to perform an analysis of mobile telephony base stations covering the crime scene; the identity of the unidentified person has not yet been revealed, the case has been translated into the KTN register | pending |  | 3 | | 3 | |  |  |  |
| 6. | First BPPO in Belgrade | Ktn 4733/17 (Ktr 2910/17) | G. J. dated 15/05/2017 | 127 CC | NN  taxi drivers  refused  to provide assistance to  the injured  after  physical assault | gender identity | 24/10/2017  request sent to collect the necessary information | pending | 11 |  | | 1 | |  |  |  |
| 7 | First BPPO in Belgrade | Kt 6348/19 | criminal charges filed by the Ministry of the Interior of the RS, PS Stari Grad of 4/11/2019 KU 15843/19 | 344 CC and 121 CC | attack  in a  catering facility | sexual  orientation | Filed motion for indictment; concluded plea agreement; 03/11/2019, convicted, a suspended sentence was pronounced - 1 year of imprisonment suspended for 3 years. 15/11/2019, first instance final judgment. | completed | 11 |  | | 1 | |  |  |  |
| 8 | First BPPO in Belgrade | Kt 6349/19 | criminal charges filed by  MoI  PS Stari Grad  dated  04/11/2019  KU 15843/19 | 344 CC CC | assault in a catering facility | sexual  orientation | Filed motion for indictment; concluded plea agreement; 03/11/2019, convicted, a suspended sentence was pronounced - 8 months of suspended sentence for 2 years. 15/11/2019, first instance final judgment. | completed | 11 |  | | 1 | |  |  |  |
| 9 | First BPPO in Belgrade | KT 1142/18 | criminal charges filed by the Ministry of the Interior  PS Vračar KU 1641/18  dated  12/02/2018 | 344 para 2 in conjunction with paragraph 1 of the CC | The suspect, together with two minors, in the toilet of the GSP High Technical School, after several insults to the injured party "Fagot, why are you gay" they punched him several times in the head. | sexual  orientation | 08/08/2019, evidentiary actions: interviewed witnesses and suspects. | pending | 11 |  | |  | | 1 |  |  |
| 10 | First BPPO in Belgrade | KT 6779/17 | Š.S and others  26/12/2017 | 138 CC | The suspect cursed and threatened the minor children of the person filling charges, and then her as well. | ethnic and religious  affiliation  -Roma | Evidence: 17/12/2017, the accused, the injured parties and the witnesses were interviewed. **Rejection of criminal charges 21/04/2021** | completed | 11 | 2 | | 1 | | 2 |  |  |
| 11 | First BPPO in Belgrade | KTN 5053/18 (KTR 2948/17) | Report of the RS Ministry of the Interior, PS Stari grad D-3863/17 dated 16/05/2017 | 121 para 1 CC | The suspect insulted and hit the victim with closed fists and kicked in the area of ​​the head | sexual  orientation | 30/03/2018 request sent for collecting information; 27/04/2018 report submitted on the requested information; 18/12/2018, the case was transferred into the KTN register. | pending | 11 |  | | 1 | |  |  |  |
| 12 | Third BPPO in Belgrade | Kt 4696/18 | criminal charges filed by the  MoI,  PA for the City of Belgrade,  PS Novi Beograd  CA number  17366/18  dated 02/11/2018 | 344 CC | Insulting and physically assaulting three people in a public place | religion | evidentiary actions - scheduled interview with the injured party; 11/22/2018, summons to the suspect for 12/12/2018; 28/11/2018 the undelivered summons was returned and the summons was resent to the suspect on 12/12/2018; 14/12/2018 request was sent to collect the necessary information from the PS Vrnjačka Banja, it was returned on 10/01/2019; 23/01/2019 search was announced through the Ministry of the Interior; 15/03/2019 order for bringing the accused to PS Vrnjačka Banja was submitted, the answer was returned on 09/05/2019; 19/04/2019 announced search through the Ministry of the Interior. Response returned 21/05/2019; 29/07/2019 conducted expertise; Date 05/08/2019 invitation was sent to a lawyer for 18/09/2019; 30/08/2019 sent a call for witnesses; 14/10/2019  witnesses were interviewed  R.A. and A.L. 11/04/2019 witness A.L. was interviewed | pending | 11 | 2 | | 3 | |  |  |  |
| 13 | HPPO Belgrade-Special Prosecutor's Office for ITC | Ktn itc 929/19 | criminal charges filled by  organization "Impulse" from Tutin,  "ŽMIG"  from Pančevo and others,since  14/08/2019 | 138 para 2 in connection with para 1 CC | publicizing threatening messages on Facebook | sexual  orientation | Submitted a request to collect necessary information; submitted an initiative to the court to issue an order to determine the location from which the communication takes place; **Interviewed 11/02/21 and rejected the application for 138 CC, and for Art. 387 CC application transferred to the jurisdiction of BPPO NIŠ** | completed |  | 3 | | 3 | |  |  |  |
| 14 | BPPO Smederevo | Kto 79/17 | PA  Smederevo  CA no.  1583/15 dated 31/12/2015 | 344 para 2 in connection with para 1 CC | The assault on two people, as a result of which both victims suffered minor bodily injuries | sexual  orientation | motion for indictment filed | pending | 1 |  | | 1 | |  |  |  |
| 15 | BPPO Smederevo | Kto 194/19 | PS Kovin CA no. 612/17 dated 29/03/2017 | 344 para 2 in connection with para 1 CC | Physical assault by two persons | nationality - Hungarian | motion for indictment filed ; 23/09/2019, convicted, a suspended sentence was pronounced - 6 months of suspended sentence for 2 years | completed | 1 |  | |  | | 1 |  |  |
| 16 | BPPO Velika Plana | Kt 312/18 | Criminal charges filled by  PS Velika Plana  CA 668/18  dated  02/05/2018 | 344 para 2 in connection with para 1 CC | On 03/04/2018, an assault in a public place by the suspect caused minor bodily injuries and insults on a national basis. | nationality - Albanian nationality | On 24/05/2018, motion for indictment filed | pending | 1 |  | | 1 | |  |  |  |
| 17 | BPPO Velika Plana | Kt 326/18 | Criminal charges filled by  PS Velika Plana  CA 714/18  dated 11/05/2018 | 138, paragraph 1 of the CC | on 02/05/ 2018, the suspect threatened the pregnant victim to kill her and her child | nationality - Roma | On 09/11/2018, motion for indictment  filed, convicted - prison sentence of 2 months suspended for one year | completed |  | 1 | | 1 | |  |  |  |
| 18 | Basic Public Prosecutor's Office in Mionica | Kt 253/19 | Criminal charges filled by  CA 3096/19 PS Ljig  dated 20/11/2019 | 138 para 1, in connection with Art. 54a CC | Date 11/10/2019.  in a public place,  the suspect uttered  threats against  life and body of the injured party | sexual  orientation | 31/10/2019 - summons for the suspect; 06/12/2019 - Notes; 25/12/2019 - summons for the suspect; 27/12/2019 - Notes; 07/02/2020 - Notes; 07/02/2020 - Bringing order; 25/02/2020 - Notes; 25/02/2020 - Bringing order; 15/09/2020 - Bringing order; 30/09/2020 - Notes; 05/10/2020 - Proposal for detention; 11/12/2020 - Decision on ordering detention; 11/12/2020 - Order for issuing a warrant; 05/02/2021 - Request to the court to issue a permission for the interviewing of witnesses; 03/03/2021 - Consent to the interviewing of witnesses; 05/03/2021 - Summons for the injured party's witness; 31/03/2021 - Notes; 05/04/2021 - Summons for the injured party's witness ; 21/04/2021 – Notes on interviewing the injured party's witness | pending | 1 |  | | 1 | |  |  |  |
| 19 | Basic Public Prosecutor's Office Mladenovac | Kt. no. 844/20 | Criminal charges filled by the injured party  03/09/2020 | Article 174 CC | 30/08/2020 in a public place  insulted members of  Roma nationality | nationality - Roma | 07/10/2020  decision to  reject  criminal charges | completed | 1 | 1 | | 2 | |  |  |  |
| 20 | Basic Public Prosecutor's Office in Velika Plana | KT no. 235/21 | Criminal charges filled by the injured party 21/04/2021 | Article 138, paragraph 1 of the CC | 13/08/2020 in a public place the suspect made a threat against life and body | nationality -Roma | On 23/04/2021, a request was sent to collect the necessary information from the PS Smed.Palanka.  On 04/06/2021  the report of PS Smed.Palanka was submitted on  the interviewing of the suspect, the injured party and the witness will be scheduled | pending | 1 |  | | 1 | |  |  |  |
| **Appellate Public Prosecutor's Office in Novi Sad** | | | | | | | | | | | | | | | |  |
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| 21 | BPPO Vrbas | Kt 735/18, SK 45/19 | PS Kula,  CA number 1224/18 dated 09/10/2018 | 138 CC | On 04/10/2018  sent to the injured party  threatening messages threatening  an assault on his life  and  body through social  messenger network | religious  belonging | 27/03/2019  filed motion for indictment; concluded plea agreement; 24/04/2019  conviction, a suspended sentence was pronounced - 6 months of suspended sentence for 2 years | completed | 1 |  | 1 | |  | |  |  |
| 22 | BPPO Šabac | Kto 57/19 (Kt 643/18) | Criminal charges filled by PA-Šabac number CA-437/18 dated 13/07/2018 | 121 CC | on 08/06/2018 the suspect insulted the injured party and inflicted severe bodily injury on him | sexual orientation | 30/01/2019 the motion for indictment was filed, 10/03/2020 first-instance final judgement in which the court did not find that the act was committed out of hatred, and which was revoked on 21/07/2020 upon appeal and returned for retrial. The main hearing is scheduled for 10/12/2020, 06/05/2021 convicted 1K 506/2020, defendant sentenced to a period of six (6) months in prison, which will be served in rooms in which he resides with the use of electronic surveillance measures. 13/05/2021 an appeal was lodged with the Higher Court in Šabac | pending | 1 |  | 1 | |  | |  |  |
| 23 | BPPO Vrbas | KT 882/18 (KTO272 / 19) | PS  Srbobran, CA number 8949/18 dated 14/12/2018 | 194 CC et alia | psychological and physical violence against the son of a common-law wife | sexual  orientation | 21/06/2019 the motion for indictment was filed, 10/03/2020 first-instance final judgement in which the **court did not find that the act was committed out of hatred,**which on 10/06/2020 was changed in terms of sanction and the defendant was sentenced to a single sentence of imprisonment for 10 months to be served in the rooms where the defendant lives while the remaining part of the judgement was upheld, after which on 09/07/2020 request for the protection of legality against the second instance judgement was filled due to violation of the criminal law from Article 45, paragraph 5 of the Criminal Code. | completed | 1 |  | 1 | |  | |  |  |
| **Appellate Public Prosecutor's Office in Niš** | | | | | | | | | | | | | | | |  |
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| 24 | HPPO Leskovac | Ktm 93/19 | PA Leskovac CA.No, 591/19, 592/19 and 593/19 dated 16/05/2019 | 344 para 2 in connection with para 1 CC | Members of the "Wolves" fan group are on two occasions  10.05 i  05/11/2019 years  addressed words of threat to persons of Roma ethnicity | ethnicity - Roma | a decision was taken on dismissal of criminal charges filed against one minor; a request for initiating preparatory proceedings was filed against 14 minors | pending | 5 |  | 3 | | 2 | |  |  |
| 25 | BPPO Leskovac | Kt 2657/16 | PA Leskovac no.230-39247 / 16 dated  17/10/2016, attorney Maravić Dragan  30/12/2016 | 137 para 2 CC | 18/10/2015  three suspects  physically assaulted  in front of the café the two injured persons | sexual orientation | After collecting the necessary information and taking evidentiary actions, on 12/03/2019, a decision was taken to reject the criminal charges filled | completed | 1 | 1 | 2 | |  | |  |  |
| 26 | BPPO Leskovac | Kt 62/18 | attorney Stojan Takić 26/12/2017 | 174 CC | On 26/10/2016, in front of the house, the suspect refused to greet the  injured party stating  that he won't do it because he's a Gypsy | ethnicity - Roma | On 09/01/2018, a decision was taken to reject the criminal charges filled (there is no grounds for suspicion that a criminal offense has been committed which is prosecuted ex officio (Article 284, paragraph 1, point 1, of the Criminal Code)) | completed | 1 |  | 1 | |  | |  |  |
| 27 | BPPO Leskovac | Kt 252/18 | PA Leskovac PA.185 / 18 dated 19/01/2018 | 174 CC | On 18/01/2018, in the building of the Service Center, the suspected worker called the victim a Wahhabi and a terrorist | nationality - did not want to declare | Of the day  02/02/2018  decision was taken to reject  criminal  charges filled (no  reasonable suspicion that  crime was committed that is being prosecuted  ex officio  ( Art . 284.para1, point1, CC) | completed | 1 |  | 1 | |  | |  |  |
| 28 | BPPO Leskovac | Kt 2748/16 | PA Leskovac, PS Vlasotince CA 1557 / 16 dated 17/10/2016 | 138 para 2 CC | 16-17/10/2016,  the suspect  threatened to kill the two injured | sexual  orientation | evidentiary actions, joined in KT.2657 / 16, on 12/03/2019, decision was taken to reject the criminal charges filled (there is no grounded suspicion that a criminal offense has been committed which is prosecuted ex officio (Article 284, paragraph 1, point 1, of the Criminal Code)) | completed | 1 | 1 | 2 | |  | |  |  |
| 29 | BPPO Vladičin Han | Kt  No.39 / 2019 | criminal charges filled by the RS Ministry of the Interior, Vladičin Han Police Station dated 10/01/2019 | Art.138, para.2, in connection with paragraph 1, CC | on 03/01/2019, in Vladičin Han  the suspect endangered security of the injured in such  way that he  threatened them verbally | nationality -  he did not comment | on 14/08/2019 conducted evidentiary actions, the injured parties and witnesses were interviewed, on  29/08/2019  filed motion for indictment, the main hearing is scheduled for 22/01/2020;  17/03/2020, 12/08/2020, 14/10/2020; 26/01/2021, the next main hearing scheduled for 06/07/2021 | pending | 1 | 1 | 1 | | 1 | |  |  |
| 30 | BPPO Zaječar | Kti 12/20 (Kt 575/20) | PA Zaječar CA. 762/20 dated 10/09/2020 | Art . 194. para1, in connection with Art. 61, paragraph 1, and paragraph 2, CC and criminal offense from Art. 323, para.3, in connection with para 1,CC | The suspect, in a state of significantly reduced sanity, due to alcohol consumption,  in the state of intoxication with  alcoholemia,i.e. 2.13 per mill of alcohol  in the blood,  endangered the safety of the injured party by making serious threats to her after the argument that he would attack the body of that person and persons close to her, after which he hit the injured party with a fist in the area of ​​the face | ethnicity - Roma | 10/09/2020 interview of the suspect, 14/09/2020, order to conduct an investigation; 14/09/2020 summons to the injured party, witness and defense counsel for 21/09/2020; 28/09/2020, order for neuropsychiatric expertise; 13/11/2020 expertise submitted; 30/11/2020 order for orthopedic expertise; 08/12/2020 expertise submitted; 08/12/2020 to the police for evidentiary actions;  17/12/2020, the police submitted the notes on the interviewing of witnesses; 04/01/2021 order on completed investigation; 03/03/2021 the prosecution filed a motion for indictment Kti 12/20 against the suspect for criminal offenses under Art. 194. para 1, in connection with Art. 61, paras 1 and 2, CC, for Art. 323. para 3, in connection with paragraph 1, of the Criminal Code and for Art. 138. para1, in connection with Article 54a,CC. The case is on appeal of 27/05/2021, filled by the  defense counsel of the suspect.  against a court decision  on confirmation of the indictment, submitted  to Appellate  Court in Niš (already once  revoked the decision  on confirmation of  indictment after the suspect’s  defense counsel's appeal) | pending |  | 1 | 1 | |  | |  |  |
| **Appellate Public Prosecutor's Office in Kragujevac** | | | | | | | | | | | | | | | |  |
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