

# Contents

Foreword	IX
Acknowledgments	XII
Table of International Law	XIII
Table of National Law	XIV
Table of International Cases	XVII
Table of National Cases	XVIII
<b>1 Introduction</b>	<b>1</b>
1 Introduction	1
2 Speech Conflicts	1
3 Theoretical Framework	3
4 Approach and Outline	6
<b>2 LGBT Rights as ‘Rights of Others’ in Extreme Speech Cases</b>	<b>8</b>
1 Introduction	8
2 Sex and Sexual Orientation	8
3 ‘Rights of Others’ in the ECHR Context	9
4 Concluding Remarks	13
<b>3 The Emerging Duty to Prohibit Anti-LGBT Speech</b>	<b>14</b>
1 Introduction	14
2 The Emerging ECHR Duty to Investigate Homophobic Hate Speech	14
3 Inclusive Incitement Prohibitions: The Theory of Mainstreaming LGBT Protection	25
4 Comparative Law	34
5 Inclusive Incitement Prohibitions: The Emerging International Practice of Mainstreaming LGBT Protection	39
6 Concluding Remarks	45
<b>4 The Scope of the Anti-LGBT Incitement Offence: Lessons from Comparative Law</b>	<b>47</b>
1 Introduction	47
2 Inclusive Anti-Incitement Laws: Progress and Challenges	47
3 Concluding Remarks	53

<b>5</b>	<b>Combating Anti-LGBT Incitement While Promoting Religious Freedom: Balances and Threshold Questions</b>	<b>54</b>
1	Introduction	54
2	Against Sweeping Scripture Defences	57
3	The Theory of Context	69
4	The Application of Context	74
5	Concluding Remarks	86
<b>6</b>	<b>Conclusion</b>	<b>89</b>
	<b>Bibliography</b>	<b>93</b>