

HAUT-

COMMISSARIAT AUX DROITS DE L'HOMME • OFFICE OF THE HIGH COMMISSIONER FOR HUMAN RIGHTS

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Committee on the Elimination of Discrimination against Women

REFERENCE: BN/follow-up/Spain/93

3 August 2026

Excellency,

In my capacity as Rapporteur on follow-up on concluding observations of the Committee on the Elimination of Discrimination against Women (CEDAW), I have the honor to refer to the examination of the ninth periodic report of Spain, at the Committee's eighty-fifth session, held in May 2023. At the end of that session, the Committee's concluding observations ([CEDAW/C/ESP/CO/9](#)) were transmitted to your Permanent Mission. You may recall that in paragraph 47 on follow-up to the concluding observations, the Committee requested Spain to provide, within two years, written information on the steps taken to implement the recommendations contained in paragraphs 18 (c), 27 (a), 39 (a) and 41 (d) of the concluding observations.

The Committee welcomes the follow-up report ([CEDAW/C/ESP/FCO/9](#)) received under the CEDAW follow-up procedure on 6 March 2026, ten months after the two-year reporting period. The Committee examined the follow-up report during the intersessional period and adopted the following assessment on 31 July 2026.

Regarding the recommendation made in **paragraph 18 (c)** of the concluding observations that the State party **"ensure that a gender perspective is systematically integrated into the development and implementation of climate change mitigation policies and, if necessary, revise existing policies accordingly"**:

The Committee notes the State party's indication that the 2023-2030 update of the Integrated National Energy and Climate Plan includes a specific gender measure mainstreamed across its sections, and that the Sustainable Mobility Bill under development includes a dedicated article on gender perspectives, equal treatment and non-discrimination in mobility. The Committee further notes that Act No. 7/2021 on climate change and the energy transition, which establishes gender equality as a guiding principle, requires a gender perspective in the just transition strategy, mandates sex-balanced composition of expert bodies, and requires the collection of sex-disaggregated data on mortality and morbidity risks from extreme temperatures, provides the legislative framework within which these measures are being implemented.

The Committee considers that the State party has taken substantial action towards the implementation of the recommendation. It therefore considers that the recommendation has been **fully implemented**.

The Committee considers that the information provided by the State party is extensive and relates directly to the recommendation, but relies predominantly on measures predating the last

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periodic review and does not provide evaluative information on whether existing climate change mitigation policies have been assessed from a gender perspective or revised accordingly. It thus considers that the quality of the information provided is **partially satisfactory**.

Regarding the recommendation made in **paragraph 27 (a)** of the concluding observations that the State party **"ensure the prompt adoption of the draft organic law on trafficking and exploitation of human beings and strengthen its focus on prevention and protection against trafficking, continuing its close collaboration with civil society"**:

The Committee notes the State party's indication that following the lapsing of the preliminary draft law on trafficking and exploitation of human beings due to the calling of general elections in July 2023, the text was reintroduced and approved at first reading by the Council of Ministers on 8 March 2024. The Committee welcomes that a hearing and public information procedure has been conducted, with reports received from the ministerial departments, autonomous communities, the Social Forum Against Trafficking in Human Beings for Sexual Exploitation, a group of experts, and co-sponsoring ministries. The Committee also welcomes that the Ministry of Youth and Childhood is developing a royal decree on care systems for children and adolescents in consultation with civil society organizations specializing in the fight against trafficking.

The Committee notes, however, that despite the recommendation calling for the prompt adoption of the law, the draft organic law on trafficking and exploitation of human beings has not yet been adopted and that the legislative process has been postponed several times. The Committee further notes with regret the absence of information on a concrete timeline for the adoption of the draft organic law or on measures taken to strengthen its focus on prevention and protection against trafficking, as recommended.

The Committee considers that the State party has taken some steps to implement the recommendation. It therefore considers that the recommendation has been **partially implemented**.

The Committee considers that the information provided by the State party relates to the recommendation but lacks detail on the substantive content of the draft organic law and its focus on prevention and protection. It thus considers that the quality of the information provided is **partially satisfactory**.

The Committee recommends that, in relation to **paragraph 27 (a)** of the concluding observations, the State party provide, **in its next periodic report**, information on further actions taken to:

Ensure the prompt adoption of the draft organic law on trafficking and exploitation of human beings and strengthen its focus on prevention and protection against trafficking, continuing its close collaboration with civil society.

In relation to the recommendation made in **paragraph 39 (a)** of the concluding observations to **"adopt a national organic law in consultation with representatives of the Roma community, ensuring that women and men are equally represented in these consultations"**:

The Committee notes the State party's indication that Comprehensive Law No. 15/2022 on equal treatment and non-discrimination establishes general principles guiding public authorities with respect to equality, including equal representation of women and men in consultative and representative bodies. The Committee further notes the information provided on the representation of Roma women's organizations in the State Council of the Roma People under Royal Decree No. 891/2005, the establishment of a working group on equal treatment, non-discrimination and gender



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equality within the State Council of the Roma People, and the proposal to establish a Roma women's network attached to the Ministry of Equality.

The Committee notes, however, that no steps have been taken to adopt a national organic law specifically addressing the rights of the Roma community, nor have any preparatory works been initiated towards its adoption. The Committee further notes the existence of significant structural and intersectional barriers that limit the full and effective participation of Roma women in political and public life, as well as the absence of information on consultations with the Roma community as a basis for initiating the drafting process and on measures taken to mitigate discrimination against Roma women in the absence of such legislation.

The Committee considers that no concrete steps have been taken to implement the recommendation. It therefore considers that the recommendation has **not been implemented**.

The Committee considers that the information provided by the State party relates to the recommendation but does not address the measures taken to mitigate discrimination against Roma women and lacks detail on specific measures and timeline taken to implement the recommendation. It thus considers that the quality of the information provided is **partially satisfactory**.

The Committee recommends that, in relation to **paragraph 39 (a)** of the concluding observations, the State party provide, **in its next periodic report**, information on further actions taken to:

Adopt a national organic law in consultation with representatives of the Roma community, ensuring that women and men are equally represented in these consultations.

Regarding the recommendation made in **paragraph 41 (d)** of the concluding observations to **“strengthen steps taken to reinforce the international protection system, such as the opening of two police offices in Ceuta and the new digital system for case follow-up”**:

The Committee notes the State party's indication that international protection intake points in Ceuta and Melilla have been operational, managed by National Police officers who are reinforced when necessary, by officers of the General Commissariat of Immigration and Borders. The Committee further notes the State party's indication that the LARES digital system is being developed to replace the 1996 ASILO database, that it is fully operational for statelessness applications, and that full implementation across all international protection modules is planned by June 2026.

The Committee notes, however, that the State party does not provide specific information on the opening of the two police offices in Ceuta as referred to in the recommendation, and that the information provided on the intake points suggests these constitute pre-existing arrangements rather than new measures taken in response to the recommendation. The Committee further notes that the LARES digital system had not yet been fully rolled out across all international protection modules at the time of reporting. The Committee also notes the absence of information on whether a gender-sensitive approach has been incorporated into the design and implementation of the LARES system to ensure that the specific needs of migrant women and women asylum seekers are adequately addressed.

The Committee considers that the State party has taken some steps to implement the recommendation. It therefore considers that the recommendation has been **partially implemented**.



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The Committee considers that the information provided by the State party is extensive and relates to the recommendation but does not clearly respond to all its elements. It thus considers that the quality of the information provided is **partially satisfactory**.

The Committee recommends that, in relation to **paragraph 41 (d)** of the concluding observations, the State party provide, **in its next periodic report**, information on further actions taken to:

Strengthen steps taken to reinforce the international protection system, such as the opening of two police offices in Ceuta and implementation of the new digital system for case follow-up.

Please accept, Excellency, the assurances of my highest consideration.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Jelena Pia-Comella', written over a horizontal line.

Jelena Pia-Comella

Rapporteur on follow-up

Committee on the Elimination of Discrimination against Women