



European network of legal experts in gender equality and non-discrimination

FLASH REPORT

Country:	Spain
Title:	New Government and new comprehensive anti-discrimination Law
Date:	21 January 2020
Expert:	Lorenzo Cachón
Update of flash report:	Spain - Comprehensive Bill for Equal Treatment and Non-discrimination (PDF 308 kB)
<u>Context</u>	
Issue at stake:	The president of the new Spanish government (January 2020) announces in the Parliament legal projects in the field of equal treatment and non-discrimination
Grounds of discrimination:	All grounds
Field of application:	All fields
Source:	Policy development
<u>Content</u>	

Policy development: After two general elections (April 2019 and November 2019), by a slight majority (167 votes against 165, and 18 abstentions), a new government was formed on 7 January 2020. It is a coalition government of the Socialist Party and the Unidas Podemos (a coalition of leftist political parties).

In the investiture speech, the president of the Government presented the programme agreement for the government coalition. He said: We will pass a comprehensive law for equal treatment and non-discrimination; we will pass a law against discrimination against LGBTI people (...); We will pass the first transgender law, promoting the social and labour integration of trans and their full participation in political, social and cultural life. We will adopt public policies aimed at improving access and permanence in the education and employment of the Roma population and, finally, we will promote a comprehensive legislative and political framework that will eradicate hate speech and hate crimes'.

Therefore, in the new government programme there are three laws related to equal treatment and non-discrimination in line with European Directives 2000/43 and 2000/78:

- Comprehensive law for equal treatment and non-discrimination;
- Law against discrimination of LGBTI people;
- Transgender law.

In addition, the president of the Government has indicated the Government's intention to propose the modification of article 49 of the Constitution regarding the rights of persons with disabilities to adapt it to the Convention on the Rights of Persons With Disabilities of 2006 (see Flash Report 'Proposed draft reform of article 49 of the Constitution, on the rights of persons with disabilities', 14 December 2018).

The plans of the new Government follow previous initiatives in 2011 and 2017-2018, which aimed at the adoption of a new comprehensive equal treatment act, but failed (see flash report 1096, 25 January 2011: 'Comprehensive Bill for equal treatment and non-discrimination tabled'; flash report 1246, 5 December 2011: 'Comprehensive Bill for equal treatment and non-discrimination withdrawn'; and flash report 090-ES-ND-2018 Comprehensive Equality Bill 2018).

Internet link source: http://www.congreso.es/public_oficiales/L14/CONG/DS/PL/DSCD-14-PL-2.PDF.