

## **ADVANCE QUESTIONS TO SPAIN – ADD.1**

### **GERMANY**

- Human rights bodies recently condemned Spain for the lack of adequate investigations into allegations of torture and voiced concern that the definition of enforced disappearance as a crime against humanity in domestic legislation continued to fall short of obligations under international law, despite Spain's ratification of the International Convention against enforced disappearance. What measures has the government taken in order to ensure the inclusion of the international legal (CAT-) definition of torture in the Criminal Code of Spain.
- In 2009, Spain introduced a new Asylum Law, regulating the right of asylum and subsidiary protection. Even though a timeframe of 6 months has been set to enact its regulations, an implementing decree has not yet been adopted. Germany therefore would like to know more about the current status of the implementation process and how the Government of Spain is dealing with the legal uncertainty resulting from the missing provisions.