

UN CRC	Ratification Date	Care-Related Concluding Observations
	6 Dec 1990	<p>CRC/C/ESP/CO/5-6</p> <p>5 March 2018</p> <p>http://tbinternet.ohchr.org/_layouts/treatybodyexternal/Download.aspx?symbolno=CRC%2fC%2fESP%2fCO%2f5-6&Lang=en</p> <p>III. Main areas of concern and recommendations</p> <p>E. Violence against children (arts. 19, 24 (3), 28 (2), 34, 37 (a) and 39)</p> <p>Corporal punishment</p> <p>21. While noting with appreciation that corporal punishment is prohibited in all settings, the Committee notes with concern that corporal punishment, particularly in the home, persists. Recalling its previous recommendation (see CRC/C/ESP/CO/3-4, para. 35), the Committee draws the State party's attention to its general comment No. 8 (2006) on the right of the child to protection from corporal punishment and other cruel or degrading forms of punishment and recommends that the State party:</p> <ul style="list-style-type: none"> (a) Continue to raise awareness about the unlawfulness of corporal punishment and its negative effects on child development and to promote positive, non-violent and participatory forms of child-rearing and discipline; (b) Adequately monitor and enforce the prohibition of corporal punishment. <p>Abuse and neglect</p> <p>22. The Committee regrets the lack of progress in adopting a comprehensive law on violence against children. With reference to its general comment No. 13 (2011) on the right of the child to freedom from all forms of violence, the Committee recommends that the State party:</p>

		<p>(a) Expedite the adoption of legislation guaranteeing comprehensive protection of children against violence and ensure its application at all levels;</p> <p>(b) Undertake a broad assessment of the extent, risk factors and nature of violence against, and abuse or neglect of children, with a view to developing a comprehensive national strategy to prevent and address those phenomena;</p> <p>(c) Adopt a national framework for coordination between administrations and institutions to adequately respond to situations of violence against, and abuse or neglect of, children, paying particular attention to their gender dimensions;</p> <p>(d) Increase the provision of programmes aimed at raising awareness among and educating children about their right to be free from violence and about where to seek assistance in cases of violence, abuse or neglect and consult with children when designing and implementing such programmes to ensure that they are both relevant and useful;</p> <p>(e) Ensure the allocation of adequate human, technical and financial resources to address the root causes of violence against and abuse and neglect of children;</p> <p>(f) Encourage community-based programmes aimed at preventing and tackling domestic violence, child abuse and neglect.</p> <p>F. Family environment and alternative care (arts. 5, 9–11, 18 (1) and (2), 20, 21, 25 and 27 (4))</p> <p>Family environment</p> <p>26. Recalling its previous concluding observations (see CRC/C/ESP/CO/3-4, para. 40), the Committee recommends that the State party:</p> <p>(a) Increase the provision of timely and sufficient assistance and counselling to parents and other caregivers at risk of neglecting or ill-treating their children;</p> <p>(b) Strengthen the system of family benefits and child allowances to support parents and children in general, with additional support, in particular, for families at risk due to poverty, single-parent families, families with numerous children and/or unemployed parents.</p> <p>Children deprived of a family environment</p>
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		<p>(f) Develop and implement support programmes to help children in care to transition to adulthood.</p> <p>Adoption</p> <p>29. The Committee welcomes the adoption of amendments to the law on intercountry adoption, aimed at ensuring the same processes, guarantees and safeguards throughout the State party, and the forthcoming creation of a single national adoption registry at the beginning of 2018. The Committee recommends that the State party:</p> <ul style="list-style-type: none">(a) Expedite the revision of the regulations on intercountry adoption, ensuring that they are in line with the Convention;(b) Allocate sufficient resources to the State general administration body in charge of intercountry adoption matters;(c) Increase coordination and collaboration among the entities responsible for adoption. <p>Children in prison with their mothers</p> <p>30. The Committee recommends that the State party seek alternative measures to detention for pregnant women and mothers with small children wherever possible and that the best interests of the child be considered carefully and independently at the time of sentencing.</p> <p>I. Special protection measures (arts. 22, 30, 32, 33, 35, 36, 37 (b)–(d) and 38–40)</p> <p>Asylum-seeking and refugee children</p> <p>42. The Committee is concerned about the lack of information regarding the implementation of the Committee’s previous recommendation to afford adequate protection to all children, irrespective of their nationality (see CRC/C/ESP/CO/3-4, para. 58). The Committee is also seriously concerned at:</p>
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		<p>(a) The absence of an updated implementing decree for the asylum law and the fact that children are not recognized as applicants for international protection in their own right;</p> <p>(b) Substandard reception and accommodation conditions and neglect in overcrowded temporary holding centres for foreigners, denial of freedom of movement to travel onward in the State party and delays in transfers from the autonomous cities of Ceuta and Melilla to mainland Spain for asylum-seeking children and their families;</p> <p>(c) The absence of accessible complaints mechanisms for children in cases of allegations of violations of their rights in protection centres;</p> <p>(d) Children travelling with family members other than their parents being separated from those family members at the border, particularly in the autonomous city of Melilla.</p> <p>43. Taking into account its general comments No. 22 (2017) on the general principles regarding the human rights of children in the context of international migration and No. 23 (2017) on State obligations regarding the human rights of children in the context of international migration in countries of origin, transit, destination and return, both issued jointly with the Committee on the Protection of the Rights of All Migrant Workers and Members of Their Families, the Committee urges the State party to facilitate access to fair and efficient asylum procedures for children in need of international protection, regardless of their country of origin, including by providing information to children on their right to international protection. In particular, the Committee urges the State party to:</p> <p>(a) Expedite the adoption of an updated implementing decree for the asylum law and include in the decree the recognition of children as applicants for international protection in their own right;</p> <p>(b) Train all professionals involved in international protection and migration on the Convention, the rights of the child and the duty to protect children seeking international protection;</p> <p>(c) Establish adequate reception facilities for children, principally in the autonomous cities of Ceuta and Melilla and for those children arriving in Andalusia by sea, with specialized legal assistance, adequately trained interpreters and childfriendly services and expedite the processing and transfer of asylum-seeking children and their families;</p> <p>(d) Develop effective mechanisms to receive and address complaints from children in protection centres, take measures to prevent cases of ill-treatment and effectively investigate any reported cases;</p>
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Country Report		
<p>CRC/C/ESP/5-6</p> <p>http://tbinternet.ohchr.org/_layouts/treatybodyexternal/Download.aspx?symbolno=CRC%2fC%2fESP%2f5-6&Lang=en</p>		

OPSC to CRC	Ratification Date	Care-Related Concluding Observations
	18 Dec 2001	
OPAC to CRC	Ratification Date	Care-Related Concluding Observations
	8 Mar 2002	
ICCPR	Ratification Date	Care-Related Concluding Observations
	27 Apr 1977	
ICESCR	Ratification Date	Care-Related Concluding Observations
	27 Apr 1977	
CEDAW	Ratification Date	Care-Related Concluding Observations
	5 Jan 1984	
CRPD	Ratification Date	Care-Related Concluding Observations
CRPD/C/ESP/CO/2-3	3 Dec 2007	<p>9 April 2019</p> <p>https://tbinternet.ohchr.org/_layouts/treatybodyexternal/Download.aspx?symbolno=CRPD%2fC%2fESP%2fCO%2f2-3&Lang=en</p> <p>III. Principal areas of concern and recommendations</p> <p>B. Specific rights (arts. 5–30)</p>

		<p>Children with disabilities (art. 7)</p> <p>12. The Committee is concerned:</p> <ul style="list-style-type: none">(a) That children with disabilities are institutionalized in the State party and that measures taken to ensure the comprehensive deinstitutionalization of all children with disabilities are still insufficient;(b) About the lack of access to universal and accessible health care services for children with disabilities, particularly in rural areas;(c) About the lack of measures aimed at enabling children with disabilities to freely express their views on all matters affecting them on equal basis with other children. <p>13. The Committee recommends that the State party:</p> <ul style="list-style-type: none">(a) Take immediate measures to end the institutionalization of children with disabilities by, inter alia, developing and implementing a strategy to promote safe and supported family settings in the community, with specific timeframes and adequate allocated budget;(b) Ensure universal access to primary health care services for all children with disabilities, including early intervention services;(c) Ensure that all children with disabilities can express their views freely on all matters affecting them by, inter alia, ensuring disability and age-appropriate assistance. <p>Respect for home and the family (art.23)</p> <p>43. The Committee is concerned about the:</p> <ul style="list-style-type: none">(a) Lack of adequate policies and related services to support families of children with disabilities;
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UPR	Date of Consideration	Link to Page
	21 Jan 2015	https://www.ohchr.org/EN/HRBodies/UPR/Pages/ESIndex.aspx
Hague Intercountry Adoption	Ratification Date	Link to Country Profile
	11 July 1995	

Acronyms and Abbreviations:

CEDAW	Convention on the Elimination of All Forms of Discrimination against Women
CRC	Convention on the Rights of the Child/Committee on the Rights of the Child
CRPD	Convention on the Rights of Persons with Disabilities
ICCPR	International Covenant on Civil and Political Rights
ICESCR	International Covenant on Economic, Social and Cultural Rights

OPAC to CRC	Optional Protocol to the Convention on the Rights of the Child on the Involvement of Children in Armed Conflict
OPSC to CRC	Optional Protocol to the Convention on the Rights of the Child on the Sale of Children, Child Prostitution and Child Pornography
UN	United Nations
UPR	Universal Periodic Review