



SPECIALIZED RESPONSE TO GENDER VIOLENCE AND CHILD SEXUAL VICTIMIZATION– THE SPANISH JUDICIAL SCENERY

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Magistrate
Spanish Judiciary



LEGAL SCENARIO

THREE ACTS:

- **LO 1/2004 FOR INTEGRAL PROTECTION AGAINST GENDER VIOLENCE**
- **LOPVI 2021 LAW FOR THE INTEGRAL PROTECTION OF CHILDREN AND ADOLESCENTS AGAINST VIOLENCE**
- **LOGILS, 2022. LAW FOR THE INTEGRAL GUARANTEE OF SEXUAL FREEDOM**

*In addition the **CRIMINAL PROCEDURE LAW AND THE VICTIM'S STATUTE LAW***



LO 1 / 2004 FOR INTEGRAL PROTECTION AGAINST GENDER VIOLENCE

- Specialization of the judiciary, the prosecution, the police, and lawyers on IPV “Gender violence”
- Gender violence in LO 1/2004 offender can be only men (intimate partner or ex partner of the victim)
- Special precautionary measures (judge will issue a comprehensive protection order: both criminal and civil aspects)



SPECIALIZATION OF THE JUDICIARY



LO 1 / 2004 FOR INTEGRAL PROTECTION AGAINST GENDER VIOLENCE

- **training** (both in the initial training phase as well as during continuous training)
- **courts specializing in gender violence** (courts with competence only for these matters in big cities, but with other competences in small population)
- **specialization both at the investigation and the trial phase** (the instruction belongs to the judges – not to prosecutors- in the adult criminal proceedings)

LOPIVI 2021 LAW FOR THE INTEGRAL PROTECTION OF CHILDREN AND ADOLESCENTS AGAINST VIOLENCE

- **training** (both in the initial training phase as well as during continuous training)
- **no courts specializing in this violence** (courts with competence only for these matters)
- **pilot court specialized in violence against minors - Las Palmas, Canary Islands-**
- **Mandatory pre constitution of evidence with video for witnesses minors of 14 years, both victim or not.**

LOGILS, 2022. LAW FOR THE INTEGRAL GUARANTEE OF SEXUAL FREEDOM

- **training** (both in the initial training phase as well as during continuous training)
- **courts specializing in gender violence.: yes and no**
 - **Sexual violence as part of gender violence? yes but still not integrated in the specialized system (it must be included in it)**
- **Protection measure (art. 26):** Mandatory pre constitution of evidence with video for minor victims.



Thanks !!!