



Acceso al informe completo en español

Universal Periodic Review

Spain

Fourth Cycle - Pre-session
February 21, 2025



Institut de
Drets Humans
de Catalunya

Organización con Estatus consultivo especial del ECOSOC
NGO in Consultative Status with ECOSOC



Institut de
Drets Humans
de Catalunya

NGO REPORT SPAIN: FOURTH CYCLE OF THE UNIVERSAL PERIODIC REVIEW (UPR)

This report, prepared by the Institut de Drets Humans de Catalunya (IDHC), focuses on three key areas related to the right to equality and non-discrimination in Spain: climate change, artificial intelligence (AI), and ethnic-racial profiling in identification practices.

1 Climate Change: Recommendation 150.55 was partially implemented. The National Adaptation Plan 2021-2030 (NAP) incorporates only a binary gender perspective and fails to address other vulnerabilities, such as human mobility linked to climate change.

2 Artificial Intelligence: Although AI was not included in the UPR, Spain is strongly urged to establish clear human-rights-based mandates to ensure that AI policies and applications uphold fundamental principles of equality and non-discrimination.

3 Ethnic-Racial Profiling in Identifications: Recommendations 150.41, 150.49, 150.50, and 150.51 were partially implemented. While existing legislation mentions the need to avoid racial profiling, it does not explicitly prohibit the practice. In Catalonia, racial profiling is prohibited during security checks; however, enforcement remains weak and inconsistent across the country. This continues to pose significant challenges in combating racial discrimination.

Summary of Proposed Recommendations for Spain

1. Climate Change

- a) Incorporate an intersectional perspective in climate policies.
- b) Promote children’s participation in environmental policymaking.
- c) Include human mobility considerations in the next revision of the PNA.

2. Artificial Intelligence (Recommendations Introduced for the First Time)

- a) Establish clear mandates grounded in human rights, not just ethical considerations.
- b) Develop public policies that promote diversity across all AI domains.
- c) Implement effective measures to counter discriminatory biases in AI.
- d) Protect children’s rights from the potential negative impacts of AI technologies.

3. Ethnic-Racial Profiling in Identifications

- a) Explicitly prohibit identity checks based on racial profiling in Law 15/2022, following the precedent set by Law 19/2020 in Catalonia.
- b) Ensure the effective implementation of Article 21.4 (a) of Law 19/2020 in Catalonia, preventing contradictions from lower-ranking norms or regulations.

The IDHC remains available to provide clarifications or further details regarding the content of this document: karlos.castilla@idhc.org