

I HAVE RIGHTS

...in SPAIN

If you've been mistreated, YOU HAVE RIGHTS

Under EU law, your country has a duty to protect all victims of crime.

You have the RIGHT to:

What is a crime?

- Crimes are acts that harm a person and are **punishable by law**. Whether something is recognised as a crime depends on national law.
- Crimes can occur in many different contexts.
- Crimes can be committed by a stranger, someone you know, even by people holding official positions.

Have you been the victim of a crime?

A victim is anyone who has suffered physically, mentally, emotionally or economically because of a crime.

You are a victim even if:

- You did not report the crime to the police.
- The person who harmed you has not been identified, arrested, or convicted by the authorities.
- You were not directly injured, but you are the family member of someone who died because of a crime.

Your rights, regardless of immigration status

Whether you are a citizen, an asylum seeker, a student, a worker, a tourist, undocumented, or anyone else who has been mistreated, you have the right to:

- Report crimes to the police** without fear of immigration consequences.
- Receive free, confidential assistance**, including specialist services, like women's shelters, even if you don't report the crime.
- Be informed of existing services** and referred to them when necessary.
- Protection**, including restraining orders for perpetrators.
- Be treated respectfully** and professionally by the authorities.

Why reach out for help?

- Get **advice** about your situation, and about where to get help.
- Be assisted in **reporting the crime**, if you wish to report.
- Get information about **safe accommodation**.
- Get access to the help of a **medical professional** or counsellor for you or your child, if you need it.
- Get support in **understanding the criminal justice system** and your rights as a victim.
- Get **protection** for you and your children.
- Get **information** about social or other benefits you might be able to get, because of your situation.

Report Crimes to the Police without Fear

- You have the right to report any mistreatment or violence against you to the police or other authorities.
- You have the right to make your complaint **in a language you understand**, or with help.

Free, Confidential Assistance

- If you (and your child) are victim of domestic violence, you have the right to a **safe place** to stay.
- You have the right, if you need it, to free **counselling** that respects your privacy.
- You have the right to see a doctor or other **medical professional** if you have been injured.

Receive information in a way you understand

You have the right to know:

- What kind of **help you can get** as a victim of crime.
- The ways you can receive **protection** from the perpetrator.
- Where you can go for legal and other kinds of **advice**, and whether you can get it for free.

Protection from Further Victimisation

- You have the right to be protected from further abuse or violence.
- You have the right to have your need for protection evaluated by the authorities, based on your **individual circumstances**.
- You have the right to **ask the authorities to keep your abuser away from you** and your child, even if you did not report the crime to the police.

Be Treated Respectfully

- You have the right to be treated in a professional and respectful way by the police and every official you are in contact with.
- You have the right to **make a complaint** if you are insulted, demeaned, treated disrespectfully, or mistreated by police or any other official you are in contact with.

Where can I go for HELP?

Emergency: 016
24/7 five languages

For victims of trafficking: 012
Monday-Friday 42 languages

Resources in your country:
 WEBSITE:
wrap.seigualdad.gob.es/recursos/search/SearchForm.action

- Police:** "Tipo de recurso" ▶ "Atención Policial"
- Tribunals:** "Tipo de recurso" ▶ "Juzgados"
- Shelters:** "Tipo de recurso" ▶ "Asociaciones de mujeres"
- Legal Assistance:** "Tipo de recurso" ▶ "Asesoramiento legal"
- Information:** "Tipo de recurso" ▶ "Servicios de información y asesoramiento"

Not all officials know or apply these laws. To ensure your safety, and to know all your options, please contact the NGOs listed for advice and support.

The national laws of Spain protect you, too.

In Spain you have the RIGHT to:

- You have the right to **report crimes, regardless of your residence status**.
- If you are in an irregular situation, please **contact an NGO for assistance before going to the police**.
- If you are in an irregular situation, you have the right to **avoid sanctioning procedure or to have existing ones suspended**. Please contact an NGO for more information and advice.
- You have the right to **report directly to the court of duty**, if you prefer.
- You have the right to **obtain a copy of your complaint**, duly certified.

- You have the right to receive **free legal assistance**, you won't need to prove insufficient resources;
- You have the right to receive **protection** based on your personal situation, your children's or your other dependants'.
- You have the right to **free emergency medical care** and during pregnancy, **childbirth and postpartum**.

- You have the right to ask for clarifications and for simple and accessible **information in your language**.
- You have the right to **free linguistic assistance** and a written translation of documentation.
- If you are under 18 or have your capacity judicially modified, all communications will be made to your representative or to the person who assists you.

- You have the right to obtain **safe and alternative accommodation** away from your abuser.
- You have the right to **request a protective order** or other precautionary measures.
- You have the right to **legal assistance and counselling in administrative procedures** on denial of entry, return, expulsion from Spanish territory and asylum.

- You have the right to **be accompanied by a person or organization of your choice** from the very first contact with the authorities and officials.
- You have the right to **file a complaint** before the Ombudsman if you consider you have been mistreated in the process or the case has been badly managed.
24h helpline: 914 327 900

Where to report violence or other crime:

Police Tribunals
Offices for Assistance to Victims of Crime in every Autonomous Community

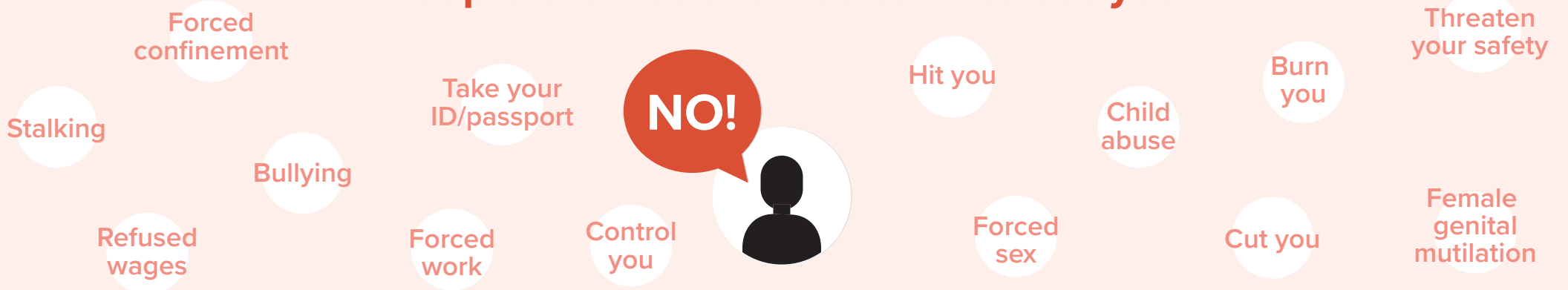
More on Legal Assistance:
SOJ of the Bar Association in your city: www.abogacia.es

NGO Counselling:
Accem: www.redacoge.org/es
Red Acoge: www.redacoge.org/es

Find more help:
 Download **LIBRES App**

HAVE YOU BEEN VICTIM OF A CRIME?

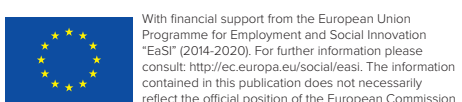
People are not allowed to mistreat you



YOU HAVE RIGHTS



With Support from:



SIGRID RAUSING TRUST

PICUM gratefully acknowledges the input of country-specific information by:



women's LINK worldwide

