

SPAIN

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RULES/GENERAL LAWS

General	1. General Spanish Law and International Covenants and Treaties ratified by Spain https://www.boe.es/legislacion/codigos/
	2. Spanish Penal Code https://www.boe.es/buscar/pdf/1995/BOE-A-1995-25444-consolidado.pdf Spanish military personnel are always on duty 24/7 when deployed.
	https://www.boe.es/buscar/pdf/2009/BOE-A-2009-2074-consolidado.pdf United Nations rules on sexual exploitation and abuse are implemented in the field through the enforcement of the Spanish Penal Code.
	https://www.boe.es/buscar/pdf/1995/BOE-A-1995-25444-consolidado.pdf
SEA: military offence?	In terms of the Spanish law there are military offences considered sexual exploitation and sexual abuse (SEA). See the link below. https://www.boe.es/buscar/pdf/1995/BOE-A-1995-25444-consolidado.pdf
Powers of the Commanding Officer (CO)	The Commanding Officer has authority to promulgate rules, policies, and issue confinement to camp orders. https://www.boe.es/buscar/pdf/2009/BOE-A-2009-2074-consolidado.pdf
	The Commanding Officer also has investigative authority. See Article 115 Ley Orgánica 4/1987.
	https://www.boe.es/buscar/pdf/1987/BOE-A-1987-16791-consolidado.pdf

INVESTIGATION

Who can investigate?	Under the Spanish law Judges are authorised to investigate sexual exploitation and abuse allegations in the field. https://www.boe.es/buscar/pdf/1987/BOE-A-1987-16791-consolidado.pdf
	National Investigation Officer (NIO) National Investigations Officers are deployed with units. See Article 115 Ley Orgánica 4/1987. https://www.boe.es/buscar/pdf/1987/BOE-A-1987-16791-consolidado.pdf

PROSECUTION

Referral	National Investigations Officers refer completed investigations to a Judge. https://www.boe.es/buscar/pdf/1987/BOE-A-1987-16791-consolidado.pdf
	Who can charge? The Public Prosecutor is authorised to bring charges against alleged perpetrators. https://www.boe.es/buscar/pdf/1987/BOE-A-1987-16791-consolidado.pdf

JUSTICE

Military justice	Spain has a military justice system. See Articles 63 & 64 Ley Orgánica 4/1987. https://www.boe.es/buscar/pdf/1987/BOE-A-1987-16791-consolidado.pdf
	Deployable Court Martial? Spain has a deployable court martial system. See Articles 63 & 64 Ley Orgánica 4/1987. https://www.boe.es/buscar/pdf/1987/BOE-A-1987-16791-consolidado.pdf

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