San Marino

Equality and non-discrimination

The European Commission against Racism and Intolerance (ECRI) published its report on San Marino in February. It noted with concern that there is no data on LGBT people in the country and discrimination they may face. ECRI highlighted that in the lack thereof, it is difficult to draw up and implement any policies to address potential issues.

ECRI also reported that the Criminal Code sanctions hate speech, discrimination, and violence on the basis of sexual orientation and gender identity and that such bias counts as aggravating circumstance. It recommended that San Marino adopt additional provisions in civil and administrative law to explicitly prohibit SOGI-based discrimination.

Family

ECRI recommended that the authorities begin the process for legal recognition of same-sex relationships. In line with these recommendations, San Marino introduced civil partnerships for same-sex couples on 16 November.

Legal gender recognition

There is no legal or administrative process in place for legal gender recognition. ECRI recommended that this be remedied.

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