

Committee of the Parties



Council of Europe Convention
on preventing and combating violence
against women and domestic violence
(Istanbul Convention)

Conclusions on the implementation of recommendations in respect of San Marino adopted by the Committee of the Parties to the Istanbul Convention

IC-CP(2025)10

Adopted on 6 June 2025

The Committee of the Parties to the Convention on Preventing and Combating Violence against Women and Domestic Violence (hereinafter referred to as “the Convention”), acting under the terms of Article 68, paragraph 12 of the Convention and Rule 1(2b) of the Committee of the Parties’ Rules of Procedure;

Bearing in mind the provisions of Article 66, paragraph 1 of the Convention concerning the monitoring role of the Group of Experts on Action against Violence against Women and Domestic Violence (hereinafter referred to as “GREVIO”);

Having regard to the Rules of Procedure of the Committee of the Parties;

Having regard to the instrument of ratification deposited by San Marino on 28 January 2016;

Having regard to the baseline evaluation report concerning the implementation of the Convention by San Marino adopted by GREVIO at its 24th meeting (21 – 23 June 2021), as well as the comments of the Government received on 16 September 2021;

Having regard to the recommendation on the implementation of the Convention addressed to San Marino by the Committee of the Parties, published on 9 December 2021;

Bearing in mind the adoption, at its 9th meeting on 15 December 2020, of a reporting form which focuses on a maximum of ten areas of the Convention and which states are required to use to report back to the Committee of the Parties on measures taken to implement the recommendations addressed to their authorities;

Having examined the information provided by San Marino on the implementation of the recommendation addressed to its authorities, through the reporting form provided for that purpose;

- A. Welcomes the measures taken and progress achieved by San Marino in the implementation of recommendations for the implementation of the Convention, noting in particular:
- the further alignment of its legislation with the requirements of the Istanbul Convention, in particular by adopting a definition of the term “psychological violence”; by criminalising several forms of violence against women and girls, including in their digital dimension, notably sexual harassment, disseminating sexually explicit images or videos without the consent of the person depicted (“revenge porn”), and soliciting of children for the purpose of committing a sexual offence against a child (“grooming”); by amending the offence of stalking in Article 181 of the Criminal Code in line with Article 34 of the Istanbul Convention; and by adopting provisions for the prevention and countering bullying and cyberbullying;
 - the active engagement with the monitoring process by basing its new Comprehensive National Plan to Combat Violence against Women 2024/2026 and its National Multi-Year Plan on the Elimination of Violence, Harassment and Discrimination in the World of Work on GREVIO’s findings made in its baseline evaluation report and the recommendations issued by the Committee of the Parties in respect of San Marino;
 - the introduction of a financial remuneration for the members of the Authority of Equal Opportunities, which together with the Commission of Equal Opportunities forms the national co-ordinating body under Article 10 of the Istanbul Convention, the raise in its budget and the institution of a secretariat for its administrative support;
 - the focus on the prevention of violence against women with disabilities and migrant women, and the measures taken for their protection from violence;

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- the measures taken to ensure the practical realisation of the principle of equality between women and men, including through the adoption of decrees aimed at eliminating gender-based discrimination and fostering the training and employment of women, and through awareness-raising efforts by organising events on topics such as the gender pay gap and the empowerment of women;
 - the setting up of an emergency shelter for victims of violence in San Marino, thereby ending the practice of “social hospitalisation” of women and children who are in need of immediate protection, and the creation of a victim-friendly interview room at the Gendarmerie;
 - the continuously strong focus on the training of professionals on issues related to violence against women and domestic violence; and
 - the drawing up of a protocol by the Judicial Offices to strengthen information sharing between civil and criminal divisions of the San Marino court, the strengthening of multi-agency co-operation in relation to cases concerning custody and visitation rights in a domestic violence context, and the training of civil law judges and professionals working for the Minor’s Service on related issues, including on the fact that parental alienation and similar concepts are used to obscure violence and control exercised by perpetrators of domestic violence over women and their children.
- B. Encourages the Government of San Marino to take further measures to implement the recommendations addressed to its authorities, in particular by:
1. Supporting and recognising civil society organisations involved in preventing and combating violence against women by ensuring their appropriate funding through suitable and sustainable funding opportunities, by setting up co-operation mechanisms for consultation and co-operation, and by ensuring that the functions of the national co-ordinating body are exercised in close consultation with relevant civil society organisations;
 2. improving the collection of disaggregated data, including on prosecution rates, conviction rates, and protection orders, on the basis of a common data-collection system that allows the tracking of cases across all stages of the criminal justice system; by collecting data from healthcare and social welfare services, while conducting regular victimisation surveys and promoting research activities to assess the prevalence of and trends in all forms of violence against women covered by the scope of the Convention, including the specific experiences of women exposed to or at risk of intersectional discrimination;
 3. ensuring that courts are under the obligation to consider all issues related to violence against women when determining custody and visitation rights, including by considering amending the legislation to explicitly recognise the need to take into account incidents of violence in the determination of custody and visitation rights, and incorporating a systematic process for the screening of cases;
 4. reforming the Criminal Code in order to base all legal provisions covering sexual violence on the notion of freely given consent as required by Article 36 of the Istanbul Convention;
 5. taking the necessary measures, including legislative, to meet the requirements of Article 59 of the Istanbul Convention, in particular with regard to the residence status of victims of violence against women whose residence status depends on that of the spouse or partner, irrespective of the duration of the marriage or relationship.

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- C. Invites the Government of San Marino to report back on these measures by 7 June 2027.
 - D. Invites the Government of San Marino to continue taking measures to implement the Istanbul Convention, particularly on the basis of the conclusions of GREVIO's baseline evaluation report.