

The following appendix does not form part of ECRI's analysis and proposals concerning the situation in San Marino.

## **APPENDIX**

ECRI wishes to point out that the analysis contained in its second report on San Marino, is dated 20 March 2003, and that any subsequent development is not taken into account.

In accordance with ECRI's country-by-country procedure, a national liaison officer was nominated by the authorities of San Marino to engage in a process of confidential dialogue with ECRI on its draft text on San Marino and a number of his comments were taken into account by ECRI, and integrated into the report.

However, following this dialogue, the governmental authorities of San Marino expressly requested that the following observations on their part be reproduced as an appendix to ECRI's report.

### ***Observations provided by the Authorities of SAN MARINO concerning ECRI'S report on SAN MARINO***

“ As far as **section D, Civil and administrative law provisions**, paragraph 14, is concerned, the Authorities of San Marino inform that:

– concerning housing, Law n. 110 of 15 December 1994 (Single Text Reforming Provisions on Subsidised Housing) provides an effective legislative framework against racial discrimination, in that it extends benefits not only to San Marino citizens, but also to foreigners of any nationality, provided that they reside on the territory of the Republic;

– concerning business activities, Law n. 53 of 28 April 1999 (Provisions on the Exercise of Individual Proprietorships in the Sector of Industry or Handicraft by Natural Persons Residing on the Territory, Procedures for the Incorporation and Subsequent Licensing of Manufacturing Companies Formed by Promoters Being Natural Persons Either Citizens or Residents of the Republic of San Marino) and Law n. 65 of 25 July 2000 (Trade Regulation and Provisions on Distribution Network Development) contain provisions – in Art. 2 and Art. 10 respectively – leading to rule out discrimination of any kind;

– concerning employment, Law n. 95 of 19 September 1989 (article 7) and Law n. 40 of 25 May 1981 contain provisions leading to rule out discrimination of any kind;

– concerning education, Law n. 60 of 30 July 1980 (article 1), Law n. 21 of 12 February 1998 (article 1), Decree n. 8 of 11 February 1988 (article 3) and Law n. 141 of 21 November 1990 (article 2) provide an effective legislative framework against racial discrimination.”