



CONSTITUTIONAL COURT OF SPAIN  
Office of the President  
Press Office

## **PRESS RELEASE No. 119/2018**

### **THROUGH A DECISION ADOPTED ON 28 AND 29 NOVEMBER 2018, THE CONSTITUTIONAL COURT RULED THAT IT WILL EXAMINE THE INCIDENTAL APPLICATIONS SUBMITTED BY TURULL, RULL AND JORDI SÁNCHEZ**

The Plenary Session of the Constitutional Court has resolved, by unanimity, to examine the new incidental pleadings brought by Jordi Sánchez Picanyol, Jordi Turull and Josep Rull in the framework of the separate proceedings of suspension. These proceedings affect their personal situations in connection to various decisions (“autos”) already issued by the Criminal Chamber of the Supreme Court and by the Plenary of the Constitutional Court.

The appellants have requested the Constitutional Court to review new additional elements in support of their applications. They are now incorporating a judgment rendered by the European Court of Human Rights (*Demirtaş v. Turkey*) concerning the imprisonment of a Kurdish Member of Parliament.

During the meetings held on 28 and 29 November, the Constitutional Court resolved to notify the said incidental applications to the Public Prosecutor's Office and to the parties in the proceedings, so that they may submit their arguments within a period of 3 days.

The complexity of these proceedings – which comprise both the protection of fundamental rights and the examination of issues of a purely criminal nature – requires the Court to undertake a thorough analysis of these particular cases in order to ensure, within the shortest period of time possible, the greatest protection of the fundamental rights involved.

It is important to remind that around thirty appeals in criminal matters have been brought to this Court at the present date, four of which are still pending for different reasons. Such appeals are currently under review and will be ruled on in accordance with the Court's judicial schedule.

In particular, it is necessary to mention – due to the singularity of each case – the procedural status of the suspension documents that affect the different situations of provisional detention, which have been previously resolved by the Plenary of the Constitutional Court through several decisions issued from March 7<sup>th</sup> (see ATC 22/2018) to the last one as of today on this matter (*ATC 98/2018, dated September 18<sup>th</sup>*).

Madrid, 03 December 2018