

# Trans Rights Europe Index, 2015



Country	Legal gender recognition									Asylum		Bias speech/violence			Non-Discrimination							Fa-mily	Country
	Existence of procedure	Name change	Change of gender on official documents to match gender identity	No 'Gender Identity Disorder' diagnosis/psychological opinion required	No compulsory medical intervention required	No compulsory surgical intervention required	No compulsory sterilisation required	No compulsory divorce required	No age restrictions (not available for minors)	Law	Policy other positive measures	Hate crime law	Hate speech law	Policy tackling hatred	Constitution	Employment	Goods & services	Other spheres of life	Equality body mandate	Equality action plan	Law (gender expression)	Trans people can marry a person of the other gender	
Albania												●	●			●	●	●	●	●			Albania
Andorra																●							Andorra
Armenia																						●	Armenia
Austria	●	●	●		●	●	●	●			●					●	●	●	●		●	●	Austria
Azerbaijan	●	●	●																			●	Azerbaijan
Belarus	●	●	●		●	●	●															●	Belarus
Belgium	●	●	●					●		●	●	●	●	●		●	●	●	●	●	●	●	Belgium
Bosnia and Herz.	●	●	●									①				●	●	●	●		●		Bosnia and Herz.
Bulgaria		●	●													●	●	●	●	●		●	Bulgaria
Croatia	●	●	●		●	●	●	●	●			●	●	●		●	●	●	●	●	●	●	Croatia
Cyprus																							Cyprus
Czech Republic	●	●	●													●	●	●	●				Czech Republic
Denmark	●	●	●	●	●	●	●	●			●			●					●				Denmark
Estonia	●	●	●			●	●	●											●				Estonia
Finland	●	●	●			●												●	●		●		Finland
France		●	●									●	●	●		●	●	●	●	●		●	France
Georgia		●						●				●			●	●	●	●	●	●		●	Georgia
Germany	●	●	●		●	●	●	●	●	●	●			②	③	●	●	●	●			●	Germany
Greece	●	●	●									●	●	●		●	●	●	●			●	Greece
Hungary		●	●			●	●					●	●			●	●	●	●			●	Hungary
Iceland	●	●	●			●	●	●				●	●			●	●	●				●	Iceland
Ireland		●																	●	●		●	Ireland
Italy	●	●	●																●	●		●	Italy
Kosovo*																							Kosovo*
Latvia	●	●	●																			●	Latvia
Liechtenstein										●													Liechtenstein
Lithuania		●	●																			●	Lithuania
Luxembourg	●	●	●					●											●			●	Luxembourg
FYR Macedonia		●																					FYR Macedonia
Malta	●	●	●	●	●	●	●	●	●	●		●	●		●	●		●	●		●	●	Malta
Moldova		●	●		●	●	●															●	Moldova
Monaco																							Monaco
Montenegro	●	●	●			●	●	●				●	●			●	●	●	●	●	●	●	Montenegro
Netherlands	●	●	●		●	●	●	●			●								●	●		●	Netherlands
Norway	●	●	●					●		●	●			●		●	●	●	●		●	●	Norway
Poland	●	●	●				●													●		●	Poland
Portugal	●	●	●		●	●	●	●		●		●	●			●		●	●	●		●	Portugal
Romania	●	●	●					●			●											●	Romania
Russia		●	●			●			●													●	Russia
San Marino																							San Marino
Serbia												●						●	●	●		●	Serbia
Slovakia	●	●	●													●	●	●	●			●	Slovakia
Slovenia	●	●	●					●											●			●	Slovenia
Spain	●	●	●			●	●	●		●		●	●	●	●	④	④	④		⑤	④	●	Spain
Sweden	●	●	●			●	●	●			●					●	●	●	●	●	●	●	Sweden
Switzerland	●	●	●					●	●							●						●	Switzerland
Turkey	●	●	●																			●	Turkey
Ukraine	●	●	●																			●	Ukraine
UK	●	●	●		●	●	●	⑥			●	⑥	⑦	⑥	●	●	●	●	●	●		●	UK

\*under UNSCR 1244/99

**Trans Rights Europe Index**  
This trans specific map and index reflects the legal situation in areas of equality and non- discrimination on the grounds of gender identity and gender expression in Europe, and highlights legal provisions in gender identity recognition. The Trans Rights Europe Map & Index provide an overall reflection of the legal situation in all European countries in a simple format. They do not attempt to reflect the complex social situations trans people might face.

## Key Terms

**Transgender** or **trans people** have a gender identity that is different to the gender assigned at birth. This includes people who intend to undergo, are undergoing, or have undergone gender reassignment as well as those who prefer or choose to present themselves differently to the expectations of the gender assigned to them at birth.

**Gender identity** is understood to refer to each person's deeply felt internal and individual experience of gender, which may or may not correspond with the sex assigned at birth, including the personal sense of the body (which may involve, if freely chosen, modification of bodily appearance or function by medical, surgical or other means) and other expressions of gender, including dress, speech and mannerisms. (*Yogyakarta Principles*)

**Legal Gender Recognition** is the official recognition of a person's gender identity including the registered gender and name(s) in public registries and key documents. The European Court of Human Rights has repeatedly ruled on gender identity recognition and its conditions, strengthening the human rights of trans people.

## Facts

### Equality and Non-Discrimination

Trans people are disproportionately affected by unemployment and suffer from negative attitudes and discrimination in public and in private. Transgender people are protected against discrimination according to the European Court of Human Rights and EU-law. However, only 22 states have explicit legal protections.

### Protection from Violence

There is no safe country for trans people. Since 2008 more than 90 murders of trans people have been documented in Europe. Nearly every trans person who is visible as transgender experiences harassment, abuse and violence. Only 13 states protect trans people against violence.

### Legal Gender Recognition

Only 37 states in Europe have legal provisions to recognize a trans person's gender identity. Trans people's existence is *de facto* not recognized in 12 states as these provide for no recognition. 23 states in Europe require by law that trans people undergo sterilization before their gender identity is recognized.

Other requirements may include diagnosis of a mental disorder, medical treatment and invasive surgery, assessment of time lived in new gender identity, being single, divorced or above/ below a certain age. Such requirements violate a person's dignity, physical integrity, right to form a family and to be free from degrading and inhuman treatment.

Data as of 24 April 2015  
No warranty for completeness or accuracy.

## Caption Index:

- Existing legal measure  
■ EU Member State
- ① 1 of 3: Republika Srpska  
② 4 of 16: Berlin, Northrhine-Westphalia, Rhineland-Palatinate, Baden-Württemberg
- ③ 5 of 16: Berlin, Thuringia, Bremen, Saare Region, Brandenburg  
④ 3 of 17: Andalusia, Basque Country, Navarre
- ⑤ 1 out of 17: City of Barcelona  
⑥ 3 of 4: England, Wales, Scotland  
⑦ 1 of 4: Scotland