



IKD
Delegates Report

Date: Sept. 2010

Country: SPAIN
Association Name: APDPE
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Does URL have a membership directory? YES
Is it linked to IKD? YES

President Name: Eva Grueso Date Appointed: 23 May 2009
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Secretary Name: David A. Sanmartin Date Appointed: 5 June 2009
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Delegate Name: David A. Sanmartin Date Appointed: 2004
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Association Membership Criteria: Having a valid PI License and not having been disqualified.

Comments on Association Activities, if any:

- New monthly e-Newsletter, sent by e-mail and available at web-site. The newsletter is also distributed to official entities and by major private security associations.



- Improvement of the collaboration with Universities regarding the degree on Private Detective. Currently APDPE supplies lecturers and professors to Salamanca, URJC (Madrid), Complutense (Madrid) and Seville.
- In 2008, Spanish Supreme Court sentenced that only licensed Private Detectives can trace subject's current domiciles and provide economic and assets information (more than obtained from public records). According to this judgement, APDPE has engaged a wide campaign to promote the knowledge of this judgement among financial institutions. Also, a denunciation process has been started against some companies involved in these activities without holding a PD license.
- Similar activities has been started regarding non-uniformed security services, reserved to PDs according to current regulation.
- Annual Congress and AGM took place in Seville, in May 2010, with 120 attendants. Congress was focused in Europe Harmonization (Directive on Services and Professional Qualification Recognition), new practice areas on crisis scenarios, professional fees and criminal defense investigations.

Total No. of Members: 390

Is there a Government License? : YES

If yes, under what authority? : Ministry of Interior

Name of Licensing Regulator: Spanish Parliament. Development matters (executive orders) are issued by Ministry of Interior and Spanish Government.

Comments on Regulation, if any:

- In 209 and 2010 some amendments were introduced to adapt regulation to EU Directive 26/2005 on Professional Qualifications Recognition. Nevertheless, to date, exact criteria and requirements have not been yet defined.
- In Dec. 2009, Spain introduced some amendments on several laws, to adapt to EU Directive on Services. The omnibus/umbrella law introduced some treats to the continuity of the local Professional Councils or, at least, to the mandatory membership of PDs. By the ending 2010 a new law should clarify this matter. Nevertheless, the umbrella criteria points that membership of PDs to local Councils will be on a voluntary basis.
- Currently on approval process, a legal amendment will appoint APDPE as unique legal representative of the the PD sector at the National Commission for the Coordination of Private Security, a national government entity chaired by Ministry of Interior and relevant for the proposal of legal amendments to regulation.