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English translation of the letter sent in Spanish to the President of the Government of Spain on 10 August 2026. In case of discrepancy, the original Spanish version prevails.

10 August 2026

The Rt Hon. Mr Pedro Sánchez Pérez-Castejón
President of the Government of Spain
Complejo de la Moncloa, Avda. Puerta de Hierro, s/n.
28071 Madrid, Spain

PETITION submitted under Article 29 of the Spanish Constitution and Organic Law 4/2001, of 12 November, regulating the Right of Petition

Subject: Follow-up to our letter of 6 July 2026 and request for the regulation of human cryopreservation in Spain

Dear Prime Minister,

On 6 July 2026, Alianza Futurista, a Spanish political party registered in the Register of Political Parties since 2013, sent the Government of Spain a letter setting out six concrete proposals on preparedness for the 2026-2027 Super El Niño, emergency management, environmental transparency, human cryopreservation, longevity science and cultured meat. The letter was submitted through the official channels of the Office of the Prime Minister, published in full on our website and distributed to the media. To date we have received no reply.

Our first request is, quite simply, to know whether the Government intends to respond to that letter.

The second request is prompted by a new development. On 20 July 2026, the European Parliament replied to the parallel letter we addressed to its President (reference Ask EP 679784). Regarding human cryopreservation, the reply states that the European Commission concluded that the issues raised “fall outside the competences of the European Union and remain primarily the responsibility of the Member States”.

In other words: the European institutions expressly refer this matter back to the States. The responsibility to act, or not to act, lies with Spain.

The current situation is as follows. Human cryopreservation — the preservation of the body or the brain at ultra-low temperatures after legal death, with the intention of possible future revival — is neither prohibited nor regulated under Spanish law: it is an a-legal practice. The State Regulation on Mortuary Health Policy (Decree 2263/1974, of 20 July), a pre-constitutional norm that still applies on a supplementary basis, and the regional regulations that have developed it, contemplate as final destinations of the cadaver only burial, cremation and use for scientific or teaching purposes. Freezing is regulated solely as a technique of transitory preservation.

The practical consequence is that Spanish citizens wishing to exercise this option — and there are already citizens who have formally recorded that wish in regional advance-directive registries — are obliged to arrange the international transfer of their bodies to facilities in Germany, Switzerland or the United States, by means of the mortuary safe-conduct procedure of the Strasbourg Agreement of 26 October 1973, ratified by Spain (Official State Gazette of 13 May 1992), with the financial cost, administrative complexity and emotional burden this imposes on families at the worst possible moment. The absence of regulation protects no one: it simply forces the practice abroad and leaves those concerned in uncertainty.

For all these reasons, and under the aforementioned Organic Law 4/2001, we submit to the Government the following requests:

First. That the Government respond to our letter of 6 July 2026, in which we raised six matters of general interest.

Second. That the Government commission the legal and bioethical report on the feasibility of a regulatory framework for cryopreservation in Spain that we already requested in that letter, with the participation of independent experts, interested associations and bioethics committees.

Third. That the Government promote, on the basis of the powers conferred on it by Article 149.1.16 of the Constitution regarding the general bases and coordination of health, and by the basic conditions of equality of Article 149.1.1, a basic state framework recognising cryopreservation as an admissible final destination of the cadaver, for those who freely choose it and with due health safeguards, thereby updating a state regulation dating from 1974. A common framework would also avoid fragmentation into seventeen disparate regional regimes, with the territorial inequality this would entail in so personal a decision. This need is especially evident in the case of Ceuta and Melilla, whose autonomous cities lack legislative power in health matters and whose healthcare is managed directly by the National Institute of Health Management

(INGESA): their citizens depend, more than any others, on the State being the one to regulate this matter.

Fourth. That, in the meantime, the Government issue instructions to the External Health authorities — an exclusive competence of the State — to clarify and facilitate the procedure for the international transfer of cadavers to cryopreservation facilities, which is currently the only avenue available to Spanish citizens.

We also inform the Government that, since the regulation of the final destinations of the cadaver currently resides in the regional mortuary-health regulations, we are also addressing the presidents of the seventeen autonomous communities and the two autonomous cities with analogous petitions within the scope of their respective competences. We believe, nonetheless, that a basic state framework is the most protective and most egalitarian solution, and that it falls to the Government of the Nation to lead it.

In accordance with Articles 6.2 and 11 of Organic Law 4/2001, we request acknowledgement of receipt of this petition within ten days, and its reply within a maximum of three months.

As we noted in our earlier letter, we do not ask that anyone fund or promote this practice: we ask that the law not prevent informed, free adult citizens from taking a sovereign decision about their own bodies and their relationship with death and possible future life. It is a matter of individual autonomy and dignity, values that the Constitution places, in its Article 10, at the foundation of the political order.

We remain at the Government's disposal for any consultation, technical contribution or dialogue it may consider appropriate, and ask you to accept, Prime Minister, the assurances of our highest consideration.

Yours faithfully,

Sergio Martínez de Lahidalga Tarrero
President, Alianza Futurista
sergio.ml.tarrero@alianzafuturista.org

Signed electronically with Alianza Futurista's digital certificate.

Cc: Ministry of Health; Ministry of the Presidency, Justice and Relations with the Cortes; Ministry of Foreign Affairs, European Union and Cooperation; Parliamentary groups of the Congress of Deputies.