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The Supreme Court knocks down 'covid passport' to enter bars, restaurants and nightclubs in Andalusia



 The Supreme Court knocks down 'covid passport' to enter bars, restaurants and nightclubs in Andalusia Credit: Pixabay



The Supreme Court knocks down 'covid passport' to enter bars, restaurants and nightclubs in Andalusia. The Andalusian Government had hoped to use a COVID passport, but the Supreme Court has prevented this.

The Andalusian Government had hoped to use a COVID passport control entry to hotels, nightlife venues and nightclubs across Andalusia. The Supreme Court has now rejected this request. The court believes that the proposed measure "does not pass the proportionality test" and that it shows a "justification deficit". Therefore, it has decided to stand by the decision previously taken by the Superior Court of Justice of Andalusia.

This basically means that anyone in Andalusia will not have to show a vaccination certificate or a negative PCR test which was

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The second argument is one of being proportionate. The measure was intended to apply “over a large territory and in very different situations”. This meant that the measure would be used across the whole of Andalusia, and the local coronavirus situation within each territory would not be considered. The measure failed the proportionality test.

If applied the measure would have hit the hospitality sector without it ever having been proven that the main source of coronavirus infections came from this sector.

As reported 20 minutes, “Finally, the court argues that it is not possible to restrict the fundamental rights of citizens with a preventive measure such as the ‘covid passport’: ‘It is not a measure that is punctually indispensable to safeguard public health (...), but rather a preventive measure when it happens that, for the restriction of fundamental rights, mere considerations of prudence or precaution are not sufficient’, the Supreme Court argues.”

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Alex Glenn

Alex Glenn is a reporter for Spain's largest English-speaking newspaper, Euro Weekly News. Formerly she worked in the NHS for 15 years until relocating to Spain in 2018. She loves the Spanish lifestyle, language and culture and spent several years learning Spanish before moving to Spain for a better quality of life. She has made her home in the mountains in Almeria, where she loves being part of a rural community that has a mix of both expats and Spanish residents. In her spare time, she enjoys hiking, reading and exploring the area where she lives.

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