

NEWS FROM THE COURTS April – Jun3 2013

PRESS/ NEWS:

During this period diverse news articles have been published about the activity of our Judges and Courts regarding Animal Law:

[Sentenced for killing one dog and injuring another.](#)

[Judged for animal abuse for seriously injuring his dog for having defecated in the house.](#)

[Man who killed three of his neighbor's goats with a hoe sentenced for animal abuse.](#)

[Eight months in prison for sealing her dog in a bag with rocks and throwing it down a ravine.](#)

JURISPRUDENCE:

Below we offer a list of the sentences that have come from the Supreme Court and the judicial organs of the different Autonomous Communities during the reference period in chronological order and with a brief reference to their content:

SUPREME COURT

[Judicial Decree of the Supreme Court 5526/2013, dated 23 June 2013](#)

Criminal area. Crime of animal abuse (337 Penal Code).

[Judicial Decree of the Supreme Court 3492/2013, dated 16 April 2013](#)

Civil area. Civil responsibility for damages caused by a dog.

[Sentence 1512/2013, dated 27 March 2013](#)

Criminal area. Crime of fraud in sale of mares.

[Sentence 1559/2013, dated 22 March 2013](#)

Administrative litigation sector. Proceedings against the approval of the Wolf Conservation and Management plan of Castilla and León.

[Sentence 1550/2013, dated 12 March 2013](#)

Administrative litigation sector. Placement of poisoned bait with the goal of eliminating protected species.

[Judicial decree 2748/2013, dated 7 March 2013](#)

Administrative litigation sector. Animal sacrifice and helping the substitution of animals.

[Sentence 522/2013, dated 13 February 2013](#)

Administrative litigation sector. Proceedings against the Resolution of the Chancery of Agriculture, Fishing and Food dated 8 November 2007.

[Sentence 472/2013, dated 8 February 2013](#)

Criminal area. Reckless endangerment against the environment.

[Judicial Decree 1062/2013, dated 30 January 2013](#)

Criminal area. Territorial responsibility in cases of depressed animals.

[Sentence 273/2013, dated 29 January 2013](#)

Administrative litigation sector. Administrative responsibility in cases of animal illness.

PRONCIAL AUDIENCES (PA) AND SUPREME COURTS OF JUSTICE:

We include the Sentences and Judicial Degrees coming from the different Provincial Audiencias from April until June 2013 and are published in the CENDOJ [Center for Jurisprudence Documentatin] as of the date of publication of this bulletin.

- **Andalucía:**

No Sentences or Judicial Decrees.

- **Aragón:**

[Sentence PA Zaragoza 934/2013, dated 4 April 2013](#)

Civil area. Animals in local businesses.

[Sentence PA Zaragoza 1259/2013, dated 24 May 2013](#)

Criminal area. Crime of animal abuse (337 Penal Code).

- **Cantabria:**

No Sentences or Judicial Decrees.

- **Castilla-La Mancha:**

[Sentence PA Ciudad Real 561/2013, dated 19 April 2013](#)

Civil area. Civil responsibility, article 1905 Civil Code.

[Sentence PA Cuenca 252/2013, dated 23 April 2013](#)

Civil area. Civil responsibility, Hunting Law of Castilla la Mancha.

[Sentence PA Toledo 241/2013, dated 30 April 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Guadalajara 210/2013, dated 2 May 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Ciudad Real 445/2013, dated 6 May 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Ciudad Real 592/2013, dated 13 May 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Guadalajara 272/2013, dated 23 May 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Ciudad Real 577/2013, dated 23 May 2013](#)

Civil area. Civil responsibility, article 1905 Civil Code.

[Sentence PA Albacete 419/2013, dated 23 May 2013](#)

Civil area. Civil responsibility, article 1905 Civil Code.

- **Castilla-León:**

[Sentence by Superior Court of Justice of Castilla and Leon 1873/2013, dated 5 April 2013](#)

Administrative litigation sector. Illegal hunting.

[Sentence PA Valladolid 437/2013, dated 8 April 2013](#)

Criminal area. Crime of animal abuse (337 Penal Code).

[Sentence PA Soria 58/2013, dated 15 April 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Burgos 286/2013, dated 15 April 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Zamora 149/2013, dated 25 April 2013](#)

Civil area. Civil responsibility, art. 1902 Civil Code, damages on the highway caused by animals.

[Sentence PA Soria 81/2013, dated 8 May 2013](#)

Civil area. Civil responsibility for damages in hunting reserves

[Sentence Superior Court of Justice de Castilla y León 2099/2013, dated 10 May 2013](#)

Administrative litigation sector. Illegal hunting.

[Sentence PA Zamora 119/2013, dated 14 May 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Valladolid 691/2013, dated 15 May 2013](#)

Criminal area. Crime of animal abuse (art. 337 and 632.2 Penal Code)

[Sentence PA Palencia 205/2013, dated 16 May 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Soria 99/2013, dated 5 June 2013](#)

Civil area. Civil responsibility, art. 1902 Civil Code, damages on the highway caused by animals.

- **Catalonia:**

[Sentence PA Barcelona 3813/2013, dated 9 April 2013](#)

Civil area. Hidden vices in buying and selling.

[Sentence PA Lleida 280/2013, dated 17 April 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Tarragona 400/2013, dated 25 April 2013](#)

Criminal area. Crime against fauna, article 336 of the Penal Code.

[Sentence PA Barcelona 4072/2013, dated 30 April 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Barcelona 4515/2013, dated 2 May 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Tarragona 578/2013, dated 2 May 2013](#)

Criminal area. Crime against fauna, article 336 of the Penal Code.

[Sentence PA Barcelona 2119/2013, dated 2 May 2013](#)

Criminal area. Crime against fauna, article 336 of the Penal Code.

[Sentence PA Barcelona 5244/2013, dated 7 May 2013](#)

Civil area. Civil responsibility, art. 1902 Civil Code, damages on the highway caused by animals.

[Sentence PA Barcelona 4492/2013, dated 7 May 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Barcelona 4774/2013, dated 15 May 2013](#)

Civil area. Civil responsibility, art. 1905 Civil Code

[Sentence PA Barcelona 4527/2013, dated 21 May 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Barcelona 643/2013, dated 23 May 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Barcelona 5796/2013, dated 23 May 2013](#)

Civil area. Civil responsibility, art. 1905 Civil Code

[Sentence PA Barcelona 5537/2013, dated 30 May 2013](#)

Civil area. Civil responsibility, art. 1902 Civil Code, damages on the highway caused by animals.

[Sentence PA Tarragona 634/2013, dated 30 May 2013](#)

Criminal area. Crime of wrongful appropriation of a companion animal.

- **Community of Madrid:**

[Sentence PA Madrid 5267/2013, dated 5 April 2013](#)

Civil area. Civil responsibility, 1905 Civil Code.

[Sentence PA Madrid 6067/2013, dated 15 April 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Madrid 6613/2013, dated 19 April 2013](#)

Civil area. Divorce litigation, custody of companion animal.

[Sentence PA Madrid 7273/2013, dated 23 April 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Madrid 9875/2013, dated 20 May 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Madrid 9266/2013, dated 21 May 2013](#)

Civil area. Hidden vices in the buying and selling of animals, prohibited action.

[Sentence PA Madrid 7631/2013, dated 6 May 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Madrid 9775/2013, dated 14 May 2013](#)

Civil area. Civil responsibility, 1905 Civil Code.

[Sentence PA Madrid 9372/2013, dated 28 May 2013](#)

Civil area. Civil responsibility, 1905 Civil Code and 1902 Civil Code.

[Sentence PA Madrid 8546/2013, dated 30 May 2013](#)

Civil area. Civil responsibility, 1902 Civil Code, damaged produced by roofing.

[Sentence PA Madrid 8172/2013, dated 10 June 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

- **Valencian Community:**

[Sentence PA Valencia 1771/2013, dated 4 April 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Valencia 1607/2013, dated 5 April 2013](#)

Civil area. Sale and restitution of animals.

- **Basque Country**

[Sentence PA Bilbao 550/2013, dated 16 April 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Bilbao 501/2013, dated 19 April 2013](#)

Civil area. Civil responsibility for the death of a dog on the highway.

[Sentence PA Bilbao 510/2013, dated 25 April 2013](#)

Civil area. Civil responsibility, damaged caused by animal, share of responsibility in the case of co-ownership.

[Sentence PA Vitoria-Gasteiz 794/2013, dated 9 May 2013](#)

Administrative litigation sector. Civil responsibility, damages to third parties on the highway caused by animals.

[Sentence PA Bilbao 715/2013, dated 14 May 2013](#)

Administrative litigation sector. Infraction of Municipal Ordinance for having dogs off leashes in public walkways.

[Sentence PA Bilbao 642/2013, dated 27 May 2013](#)

Administrative litigation sector. Civil responsibility, damages to third parties on the highway caused by animals.

- **Extremadura:**

[Sentence of the Superior Court of Justice of Extremadura 570/2013, dated 2 April 2013](#)

Administrative litigation sector. Illegal hunting.

[Sentence PA Cáceres 263/2013, dated 5 April 2013](#)

Civil area. Civil responsibility, art. 1902 Civil Code, damages on the highway caused by animals.

[Sentence PA Cáceres 313/2013, dated 2 May 2013](#)

Criminal area. Crime of damages according to article 625.1 of the Penal Code.

[Sentence PA Cáceres 341/2013, dated 6 May 2013](#)

Civil area. Civil responsibility, art. 1905 Civil Code

[Sentence PA Cáceres 339/2013, dated 7 May 2013](#)

Civil area. Civil responsibility, art. 1905 Civil Code

[Sentence PA Badajoz 425/2013, dated 8 May 2013](#)

Criminal area. Crime of animal abandonment according to article 631.2 of the Penal Code.

[Sentence PA Cáceres 385/2013, dated 17 May 2013](#)

Criminal area. Crime against fauna, article 335 of the Penal Code.

[Sentence PA Badajoz 516/2013, dated 21 May 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

- **Galicia:**

[Sentence administrative litigation court number 1 of Ourense 429/2013, dated 10 April 2013](#)

Administrative litigation sector. Civil responsibility, art. 1902 Civil Code, damages on the highway caused by animals.

[Sentence PA A Coruña 976/2013, dated 12 April 2013](#)

Civil area. Civil responsibility, art. 1905 Civil Code

[Sentence administrative litigation court number 1 of Ourense 416/2013, dated 17 April 2013](#) Administrative litigation sector. Porcine licencing use.

[Sentence PA Vigo 1242/2013, dated 26 April 2013](#)

Civil area. Civil responsibility, art. 1905 Civil Code.

[Sentence PA Santiago de Compostela 1147/2013, dated 29 April 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Vigo 1082/2013, dated 30 April 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Santiago de Compostela 1326/2013, dated 30 April 2013](#)

Civil area. Civil responsibility, damages on the highway caused by animals.

[Sentence PA A Coruña 1287/2013, dated 30 April 2013](#)

Civil area. Civil responsibility, damages on the highway caused by animals.

[Sentence PA Pontevedra 1459/2013, dated 4 May 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Ourense 378/2013, dated 7 May 2013](#)

Civil area. Civil responsibility, damages on the highway caused by animals.

[Sentence PA A Coruña 1393/2013, dated 10 May 2013](#)

Civil area. Civil responsibility, damages on the highway caused by animals.

[Sentence PA Lugo 352/2013, dated 13 May 2013](#)

Civil area. Civil responsibility, damages on the highway caused by animals.

[Sentence PA Lugo 332/2013, dated 14 May 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Vigo 1421/2013, dated 14 May 2013](#)

Criminal area. Crime of robbery.

[Sentence PA Lugo 359/2013, dated 22 May 2013](#)

Civil area. Civil responsibility for damages in hunting reserves.

- **Balearic Islands**

[Sentence PA Palma de Mallorca 958/2013, dated 25 April 2013](#)

Civil area. Veterinary negligence.

[Sentence PA Palma de Mallorca 1231/2013, dated 5 June 2013](#)

Civil area. Civil responsibility, damages occurring during a horse-back excursion.

[Sentence PA Palma de Mallorca 1193/2013, dated 5 June 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

- **Canary Islands:**

[Sentence PA Santa Cruz de Tenerife 496/2013, dated 1 April 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Santa Cruz de Tenerife 6/2013, dated 25 April 2013](#)

Civil area. Civil responsibility, art. 1905 Civil Code

- **La Rioja:**

[Sentence PA Logroño 229/2013, dated 16 April 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

- **Navarra:**

[Sentence PA Pamplona 53/2013, dated 6 May 2013](#)

Civil area. Civil responsibility for damages in hunting reserves

- **Principality of Asturias:**

[Sentence PA Oviedo 1166/2013, dated 8 April 2013](#)

Civil area. Civil responsibility, art. 1902 Civil Code, damages on the highway caused by animals.

[Sentence PA Gijón 1093/2013, dated 15 April 2013](#)

Civil area. Civil responsibility, art. 1902 Civil Code, damages on the highway caused by animals.

[Sentence PA Oviedo 1057/2013, dated 18 April 2013](#)

Civil area. Civil responsibility, art. 1902 Civil Code, damages on the highway caused by animals.

[Sentence PA Oviedo 1077/2013, dated 22 April 2013](#)

Civil area. Civil responsibility, art. 1902 Civil Code, damages on the highway caused by animals.

[Sentence Superior Court of Justice 1616/2013, dated 22 April 2013](#)

Administrative litigation sector. Illegal hunting.

[Sentence PA Gijón 1502/2013, dated 24 April 2013](#)

Civil area. Civil responsibility, art. 1902 Civil Code, damages on the highway caused by animals.

[Sentence PA Oviedo 1462/2013, dated 25 April 2013](#)

Civil area. Civil responsibility, art. 1902 Civil Code, damages on the highway caused by animals.

[Sentence PA Oviedo 1318/2013, dated 26 April 2013](#)

Criminal area. Crime of falsifying a public document (falsification of an animal identity chip).

[Sentence Superior Court of Justice 1636/2013, dated 29 April 2013](#)

Administrative litigation sector. Illegal hunting.

[Sentence Superior Court of Justice 1657/2013, dated 29 April 2013](#)

Administrative litigation sector. Illegal hunting.

[Sentence Superior Court of Justice 1667/2013, dated 6 May 2013](#)

Administrative litigation sector. Illegal hunting.

[Sentence PA Gijón 1608/2013, dated 17 May 2013](#)

Criminal area. Offence, article 631.1 of the Penal Code.

[Sentence PA Oviedo 1657/2013, dated 10 June 2013](#)

Civil area. Companion animal ownership.

- **Region of Murcia:**

[Sentence Superior Court of Justice of Murcia 1239/2013, dated 19 April 2013](#)

Administrative litigation sector. Civil responsibility, art. 1902 Civil Code, damages on the highway caused by animals.

[Sentence PA Cartagena 1199/2013, dated 6 May 2013](#)

Civil area. Civil responsibility, art. 1902 Civil Code, damages on the highway caused by animals.

- **Ceuta and Melilla:**
No sentences or judicial decrees published.

COMMENTED SENTENCE:

[Condemned for the crime of animal abuse: Sentence no. 363/2013 of Magistrate Court no. 4 of Barakaldo \(Biscay\)](#) **María González Lacabex.**