

Violation of Rights & Criminal Infractions of Judicial Actors in the Failure to Protect Victims of Domestic Abuse

Table 1: Violation of Rights & Infractions by Judicial Actors & US Embassies in their Failure to Protect

Case Study: Wilcox vs. Spain – www.warondomesticterrorism.com/

The Hierarchy of Spanish Judicial Norms



Judicial Actors & Govt. Official	Complaint	Spanish Constitution	(CEDH) (CEVCM) (CEDAW) (ICCPR) (ICESCR) (DJVCAP) (CRC)	Penal Code	Civil Code	Equality Act (AI) Gender Violence (CVG) Judicial Power Law (ODJ)	Statutes for Lawyers Decreto 658/2001	
							Deontological Code	
		Art.	Art.	Art.	Art.	Art.	Art.	Art.
LEGAL COUNSEL, JUDGES, COURT PSYCHOLOGIST & EVALUATORS, COURT PERSONNEL, LAW ENFORCEMENT, REGULATORY AGENCIES & IN TL. CASES - CONSULAR AFFAIRS & EMBASSY OFFICIALS*	Prevent the commission of a crime that affects the life of a person, their integrity, health, liberty or sexual liberty. Occult evidence of abuse & criminal acts on the part of abusive spouse as well as negligence/abuses of power by legal counsel of victim.	9, 10, 13 14, 15, 24 & 45.1	CEDH 1, 2, 3, 5, 8, 13 & 14 CEVCM 3 & 4 CEDAW 2, 3, 4, 5, 11 13, 15 & 16 ICCPR 2, 6, 7, 9, 17, 23 & 26 ICESCR 1, 6, 7, 10 & 11	10, 11, 22 27, 28, 29 195, 450 451, 465 467.2, 511 512 & 607bis	6, 7, 8, 27, 348, 349 1088, 1089, 1091, 1092 1093, 1094, 1097, 1098 1101, 1102, 1104, 1106 1107, 1254, 1255, 1262 1271, 1279, 1347, 1362 1365, 1369, 1375, 1383 1386, 1390 & 1391	AI 1, 2, 3, 4, 6, 9, 10, 11, 12 & 13 CVG 1, 2, 17, 18, 19 37, 38 & 39 ODJ 1, 5, 6, 9, 11 & 17	1, 4, 5 6, 7, 11 12, 17, 21 22, 23, 87 87bis & 87ter	1, 2, 3 4, 5, 6 9, 10, 11 12 & 13
	Failure of women to access common property assets & solicit common property documents. & Failure of legal counsel to exhibit due diligence in assuring the defense of right to access fin. records & property render them responsible for all & any financial damages incurred.	33.3, 34 35, 38, 14 & 24	CEDH 1, 4, 1 & 14 CEVCM 3 CEDAW 2, 3, 4, 5 11, 13, 15 & 16 ICCPR 1, 2, 3, 17, 23 & 26 ICESCR 1, 6, 7, 10, 11 DJVCAP 8 annex	10, 11, 22 29, 110 111, 112 113, 116 117, 120 173, 195 199, 208, 250, 450, 451.2 465, 467.2, 510, 512 & 607bis	103, 137, 138 6, 7, 8, 27 348, 349, 1088, 1089 1091, 1092, 1093, 1094 1097, 1098, 1101, 1102 1104, 1106, 1107, 1254 1255, 1262, 1271, 1279 1347, 1362, 1365, 1369 1375, 1383, 1386, 1390 & 1391	AI 1, 2, 3, 4 6, 9, 10, 11 12 & 13 CVG 1, 2, 17 18, 19, 37 38 & 39 ODJ 1, 5, 6, 9 11 & 17	1, 4, 5 6, 7, 11 12, 17, 21 22, 23, 87 87bis & 87ter	1, 2, 3 4, 5, 6 9, 10 11, 12 & 13
	Violation of the right to an effective defense, the right to privacy & the right not to testify against oneself.	24 & 18	CEDH 1, 2, 3, 5, 6, 8, 13 & 14 CEVCM 3 & 4 ICCPR 9, 17, 23 & 24 ICESCR 1, 6 & 10	11, 12, 22, 29, 109, 110, 116 195, 450 451.3 510, 511 & 607bis	6, 7, 8, 27, 348, 349 1088, 1089, 1091, 1092 1093, 1094, 1097, 1098 1101, 1102, 1104, 1106 1107, 1254, 1255, 1262 1271, 1279, 1347, 1362 1365, 1369, 1375, 1383 1386, 1390 & 1391	AI 1, 2, 3, 4, 6, 9 10, 11, 12 & 13 CVG 1, 2, 17, 18 19, 37, 38 & 39 ODJ 1, 5, 6, 9, 11 & 17	1, 4, 5 6, 7, 11 12, 17, 21 22, 23, 87 87bis & 87ter	1, 2 3, 4 5, 6 9, 10 11, 12 & 13
	Introduction of false information, falsified documents &/or false testimony to the courts	1, 9 10, 24 & 45.1		22, 28b 390.3, 390.4 393, 396 429,450 451, 461 464, 465 467.2, 510 511, 512 & 607bis	6, 7, 8 27, 348 349, 1088, 1089, 1091 1092, 1093, 1094, 1097 1098, 1101, 1102, 1104 1106, 1107, 1254, 1255 1262, 1271, 1279, 1347 1362, 1365, 1369, 1375 1383, 1386, 1390 & 1391	AI 1, 2, 3, 4, 6 9, 10, 11 12 & 13 CVG 1, 2, 17, 18 19, 37, 38 & 39 ODJ 1, 5, 6, 9, 11 & 17	1, 4, 5, 6 7, 11, 12 17, 21, 22 23,87 87bis & 87ter	1, 2, 3 4, 5, 6 9, 10 11, 12 & 13

Convenios Internacionales

- European convention on human rights (CEDH)
- Convention on the Elimination of Violence Against Women (CEVCM)
- Convention on the Elimination of All Forms of Discrimination Against Women (CEDAW)
- Intl. Covenant on Civil & Political Rights (ICCPR)
- Intl. Covenant on Economic, Social & Cultural Rights (ICESCR)
- Declaration of Basic Principle of Justice for Victims of Crimes & Abuses of Power (DJVCAP)

* Under 22CFR § 10.735–215 - Consular Affairs officials are “obligated to obey the laws of the country in which the employee is present.”