

Luis Roldan

Case ID:

ARW-117

Jurisdiction of Origin of Public Official or Entity Allegedly Involved:

Spain

Position of Public Official(s) (yrs in office):

Head of Guardia Civil (1986-1994)

Jurisdiction of Asset Recovery:

Switzerland

Jurisdiction of Asset Recovery ? Description:

Undertaking Recovery Effort, Location of Recovery Effort, Asset Location / Alleged Asset Location

Asset Recovery Start:

1986

Asset Recovery End:

Unknown

UNCAC Offenses Implicated:

Art.17

Art.23

Money laundering Implicated:

Yes

Legal Basis for Asset Recovery:

Actions Initiated by Foreign Jurisdiction

Intl.Cooperation: MLAT/Letter of Request?:

Unknown

Basis for Intl Cooperation:

Unspecified

Contributing Factors in Asset Recovery:

Unknown, but Mr. Roldan's case received international attention when he was captured in Laos after ten months as a fugitive. (Source: New York Times, "Fugitive returned to Spain," March 1, 1995.)

Status of Asset Recovery :

Completed

Agreement for Returned Assets:

No

Agreement for Returned Assets - Description:

N/A

Case Summary:

The Swiss Ministry of Foreign Affairs noted that \$15 million had been returned to Spain in Mr. Roldan's case. (Source: Swiss Ministry of Foreign Affairs, September 30, 2009.)

Disposition of Criminal Case(s):

According to a Spanish tribunal, Mr. Roldan was sentenced in February 1998 by the Madrid Provincial Court to 28 years in prison on charges of embezzling public funds, bribery, embezzlement and tax fraud. (Source:

<http://www.tribunalconstitucional.es/en/jurisprudencia/Pages/Auto.aspx?c...>

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Jurisdiction of Origin: Investigative Agency:

The Committee of Inquiry, House of Representatives

Jurisdiction of Origin: Prosecuting Authority/Civil Attorney(s):

Unknown

Jurisdiction of Origin: Courts Involved:

Madrid Provincial Court

Jurisdiction of Asset Recovery: Investigative Agency:

Unspecified

Jurisdiction of Asset Recovery: Prosecuting Authority/Civil Attorney(s):

Unspecified

Jurisdiction of Asset Recovery: Courts Involved:

Unknown

Documents:

Roldan_Constitucion_Espanola_Art_76.pdf

Roldan_Fugitive_Returned_NYT_Mar_1_1995.pdf

Roldan_Sentenced_BBC_Feb_26_1998.pdf

Roldan_Tribunalconstitucional_Order_039_2009.pdf

Documents Links:

http://www1.worldbank.org/finance/star_site/documents/arw/Roldan_Constit...

http://www1.worldbank.org/finance/star_site/documents/arw/Roldan_Fugitiv...

http://www1.worldbank.org/finance/star_site/documents/arw/Roldan_Sentenc...

http://www1.worldbank.org/finance/star_site/documents/arw/Roldan_Tribuna...

Other Sources:

Swiss Ministry of Foreign Affairs, September 30, 2009; Recurso e amparo interpuesto por don Luis Roldan Ibanez, Tribunal Constitucional de Espana, Seccion Cuarta, Auto 39/2003, de 10 de Febrero de 2003, accessed at

<http://www.tribunalconstitucional.es/en/jurisprudencia/Pages/Auto.aspx?c...> BBC News, "Spanish police chief's \$14m costs him 28 years," February 26, 1998; New York Times, "Fugitive returned to Spain," March 1, 1995; Constitucion Espanola, Art. 76 synopsis on Legislative Development, accessed at

<http://www.congreso.es/consti/constitucion/indice/sinopsis/sinopsis.jsp?...>