

Procurement object: *“Completion with light multirole fixed-wing aircraft”*.

Limit fund: € 14,842,330 (fourteen million eight hundred and forty-two thousand three hundred and thirty) excluding VAT.

Reference number for the procedure notice: Head of the Contracting Authority's Order no. 38, dated 19.01.2026.

Roj: SAN 138/2025 - ECLI:EN:AN:2025:138

Cendoj Id: 28079220012025100003

Body: Audiencia Nacional. Criminal Chamber

Headquarters: Madrid

Section: 1

Date: 05/02/2025

Appeal No.: 1/2023

Resolution No.: 4/2025

Procedure: Abbreviated procedure

Speaker: MARIA FERNANDA GARCIA PEREZ

Type of Resolution: Judgment

NATIONAL CRIMINAL

COURT FIRST SECTION

ROOM ROLL: ABBREVIATED PROCEDURE 1/2023

ORIGINAL PROCEEDINGS: Preliminary Proceedings 43/2017

ORIGINAL PROCEDURE: Central Examining Court No. 6 S E N

T E N C I A N N N O T 4/2025

ILLMS MRS. MAGISTRATES:

Ms. MARIA RIERA OCARIZ

(Chairwoman) Ms. CAROLINA RIUS

ALARCO

Ms. M^a FERNANDA GARCÍA PÉREZ (Speaker)

In the city of Madrid, on the fifth day of February, two thousand and twenty-five.

The First Section of the Criminal Division of the National Court, composed of the Hon. Mss. Magistrates in the margin, has seen in Oral and Public Trial the Chamber Roll of Abbreviated Proceedings, derived from the Preliminary Diligences 43/2017 of the Central Court of Instruction No. 6, followed by crimes of illicit association, continued crime of alteration of prices in public tenders, continuous crime of falsehood in commercial document, continuous crime of falsehood in public documents, continuous crime of bribery, continuous crime of prevarication, continuous crime of embezzlement, continuous crime of privileged information, against the following defendants:

Mr. Salvador, born on NUM000 /1966 in Sagunto (Valencia), son of Salvador and Antonia, with ID number NUM001 and in a situation of provisional freedom for this cause. He has been defended by the lawyer Mr. Marc Molins Raich and represented by the attorney Ms. Marta Cendra Guinea.

2.- Mr. Abilio, born on NUM002 /1964 in Benisano (Valencia), son of Efrain and Modesta, with ID number NUM003 and in a situation of provisional liberty for this cause. He has been defended by the Lawyer Mr. Pedro Miguel Barceló Alegre and represented by the Attorney Ms. María Isabel Torres Ruiz.

Mr. Juan Ignacio, born on NUM004 /1953 in Barcelona (Barcelona), son of Juan Ignacio and Ofelia, with DNI NUM005 and in a situation of provisional liberty for this cause. He has been defended by Mr. Juan Castello

36. In the light of the foregoing, and in accordance with the majority of what was held in paragraph 34, the action must be dismissed.

On those grounds,

Dismisses the application for revision.

Rejects the intervention.

It does not revise decision 1562/2025 of the Seventh Chamber.

Decides that the signing of the draft contract between the Ministry of Climate Crisis and Civil Protection and the company AIR TRACTOR EUROPE SL for the award of the procurement entitled "Supply of twenty-five (25) Amphibious Single-Engine Firefighting Aircraft for the island complexes" is precluded.

It was judged and decided by teleconference on January 26, 2026, pursuant to article 295 par. 2 of Law 4700/2020.

THE PRESIDENT	THE RAPPORTEUR
CONSULTANT SOTIRIA DOUNI	ANGELIKI
PANOUTSAKOPOULOU	

THE SECRETARY
STAVROULA TSALA

Delivered in extraordinary open court on 9 February 2026 (see minutes of publication of the same date).

THE PRESIDENT	THE SECRETARY
SOTIRIA DOUNI	STAVROULA TSALA

To be precise:
The Secretary

STAVROULA TSALA

Arsyet/kriteret e skualifikimit të kandidatëve ose ofertuesve

1. Autoriteti kontraktor skualifikon nga procedura e përzgjedhjes së fituesve të kontratave në fushën e mbrojtjes dhe sigurisë çdo operator ekonomik kur ka të dhëna se ai është ose ka qenë i dënuar me vendim penal të formës së prerë për ndonjë nga veprat e mëposhtme:

a) pjesëmarrje në grup të strukturuar kriminal, organizatë kriminale, bandë e armatosur, organizatë terroriste;

b) korrupsion;

c) mashtrim;

ç) pastrim parash ose financim i terrorizmit;

d) vepra me qëllime terroriste, vepra penale të lidhura me veprimtari terroriste, nxitje, ndihmë ose mbështetje për kryerjen e veprave penale me qëllime terroriste;

dh) organizim, drejtim ose financim i veprimtarisë së prodhimit e shitjes së narkotikëve dhe i veprimtarisë së trafikimit të narkotikëve;

e) falsifikim;

ë) keqtrajtim i të miturve, sipas nenit 124/b të Kodit Penal, dhe forma të tjera të trafikimit të qenieve njerëzore.

Detyrimi për të skualifikuar një operator ekonomik zbatohet edhe kur personi i dënuar me një vendim të formës së prerë ose bashkëshorti/bashkëshortja është anëtar i një organi administrativ, drejtues ose mbikëqyrës i tij, aksionar ose ortak i operatorit ekonomik apo ka kompetenca përfaqësuese vendimmarrjeje ose kontrolluese brenda tij.

NATIONAL CRIMINAL

COURT FIRST SECTION

ROOM ROLL: ABBREVIATED PROCEDURE 1/2023

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T E N C I A N N N O T 4/2025

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