

**Package Travel Directive (90/314) - Spain**  
**National Law**

**Royal Decree of 24 July 1889 by which the Civil Code is published**

**Adoption date for national laws:** Wed Jul 24 00:00:00 CET 1889

**In force date:** Thu Jul 25 00:00:00 CET 1889

**Organic Law 9/1985, of July 1st, on the Judiciary**

**Adoption date for national laws:** Mon Jul 01 00:00:00 CEST 1985

**In force date:** Wed Jul 03 00:00:00 CEST 1985

**The General Act, of November 11th, on Advertising**

**Adoption date for national laws:** Fri Nov 11 00:00:00 CET 1988

**In force date:** Tue Nov 15 00:00:00 CET 1988

**Law 3/1991, 10 January, of Unfair Competition**

**Adoption date for national laws:** Fri Jan 11 00:00:00 CET 1991

**In force date:** Thu Jan 31 00:00:00 CET 1991

**30/1992 Act, on the Common Legal Framework and Administrative Procedure**

**Adoption date for national laws:** Thu Nov 26 00:00:00 CET 1992

**In force date:** Sat Feb 27 00:00:00 CET 1993

**Law 7/1996, of 15 January 1996, on the Regulation of Retail Commerce**

**Adoption date for national laws:** Mon Jan 15 00:00:00 CET 1996

**In force date:** Wed Jan 17 00:00:00 CET 1996

**Law 7/1998, 13 April, on general contracting conditions**

**Adoption date for national laws:** Tue Apr 14 00:00:00 CEST 1998

**In force date:** Mon May 04 00:00:00 CEST 1998

**Law 1/2000, of 7th January, of Civil Procedure**

**Adoption date for national laws:** Fri Jan 07 00:00:00 CET 2000

**In force date:** Mon Jan 08 00:00:00 CET 2001

**Royal Decree 3423/2000, of 15 December, on the regulation of price indication of products offered to consumers and users**

**Adoption date for national laws:** Thu Dec 28 00:00:00 CET 2000

**In force date:** Fri Dec 29 00:00:00 CET 2000

**Law 47/2002 of 19 December on the reform of the Law 7/1996 on retail trade, for the transposition into the Spanish legal system of the Directive 97/7/EC**

**Adoption date for national laws:** Thu Dec 19 00:00:00 CET 2002

**In force date:** Wed Jan 01 00:00:00 CET 2003

**Law 23/2003 on consumer sales**

**Adoption date for national laws:** Thu Jul 10 00:00:00 CEST 2003

**In force date:** Thu Sep 11 00:00:00 CEST 2003

**Law 22/2007, of July 11, on distance trading of financial services for consumers.**

**Adoption date for national laws:** Wed Jul 11 00:00:00 CEST 2007

**In force date:** Fri Oct 12 00:00:00 CEST 2007

**Royal Legislative Decree 1/2007, of 16 November, approving the revised text of the General Law for the Protection of Consumers and Users and other complementary laws.**

**Adoption date for national laws:** Mon Nov 26 00:00:00 CET 2007

**In force date:** Sat Dec 01 00:00:00 CET 2007

**Legislative Decree 1/2007**

**Adoption date for national laws:** Mon Nov 26 00:00:00 CET 2007

**In force date:** Fri Jan 01 00:00:00 CET 9999

**Law 29/2009**

**Adoption date for national laws:** Tue Dec 22 00:00:00 CET 2009

**In force date:** Fri Jan 01 00:00:00 CET 2010

**PDF: [Law 30 December 2009-EN\\_en.pdf](#)**

**Law 4/2012, of July 6, on timesharing, acquisition of long-term vacation products, resale and exchange, and tax rules**

**Adoption date for national laws:** Fri Jul 06 00:00:00 CEST 2012

**In force date:** Sat Jul 07 00:00:00 CEST 2012

**39/2015 Act , of October 1, on the Common Administrative Procedure of the Public Administrations.**

**Adoption date for national laws:** Thu Oct 01 00:00:00 CEST 2015

**In force date:** Sun Oct 02 00:00:00 CEST 2016

**Law 42/1998 of 15 December on timesharing rights on immovable goods for tourist use and taxation norms**

**Adoption date for national laws:** Fri Jan 01 00:00:00 CET 9999

**In force date:** Wed Jan 06 00:00:00 CET 1999

**Law No. 26/1991 of 21 November on consumer protection in case of contracts concluded out of the business premises**

**Adoption date for national laws:** Fri Jan 01 00:00:00 CET 9999

**In force date:** Tue Dec 17 00:00:00 CET 1991

**Act No 8/2012 on Timeshare Contracts**

**Adoption date for national laws:** Fri Jan 01 00:00:00 CET 9999

**In force date:** Fri Jan 01 00:00:00 CET 9999

**Law 21/1995, of 6th of July on package travels**

**Adoption date for national laws:** Fri Jan 01 00:00:00 CET 9999

**In force date:** Sat Oct 07 00:00:00 CET 1995

**PDF:** [legislation293\\_en\\_en.pdf](#)

#### Act 29/2006 on pharmaceuticals

**Adoption date for national laws:** Fri Jan 01 00:00:00 CET 9999

**In force date:** Wed Jul 26 00:00:00 CEST 2006

#### Law No. 32/2003 of 3 November on Telecommunications

**Adoption date for national laws:** Fri Jan 01 00:00:00 CET 9999

**In force date:** Wed Nov 05 00:00:00 CET 2003

#### Norms of the Autonomous Communities about Travel (examples)

**Adoption date for national laws:** Fri Jan 01 00:00:00 CET 9999

**In force date:** Fri Jan 01 00:00:00 CET 9999

#### Law 34/2002 of 11 July on the services of the information society and on electronic commerce

**Adoption date for national laws:** Fri Jan 01 00:00:00 CET 9999

**In force date:** Sat Oct 12 00:00:00 CEST 2002

#### Law 7/1998 of 13th April on Standard Terms in Contracts

**Adoption date for national laws:** Fri Jan 01 00:00:00 CET 9999

**In force date:** Tue May 05 00:00:00 CEST 1998

#### Law 1/2000, of 7th January, of Civil Procedure

**Adoption date for national laws:** Fri Jan 01 00:00:00 CET 9999

**In force date:** Mon Jan 08 00:00:00 CET 2001

#### Royal Decree 3423/2000 of 15 December on the regulation of the indication of prices of the products offered to the consumers and users

**Adoption date for national laws:** Fri Jan 01 00:00:00 CET 9999

**In force date:** Fri Dec 29 00:00:00 CET 2000

#### Law 39/2002 of 28th of October for the transposition into the Spanish legal system of some Community Directives on protection of the interests of consumers

**Adoption date for national laws:** Fri Jan 01 00:00:00 CET 9999

**In force date:** Tue Nov 19 00:00:00 CET 2002

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#### Enforcement System

No results available

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#### Cases

##### 590/2004

**National ID:** [590/2004](#)

**Common Name:** Bartolomé and Juana v "Royal Vacaciones S. A."

**Directive Part:** Article 5, 2. Article 4, 7.

**Decision type:** Other

**Decision date:** Mon Jun 28 00:00:00 CEST 2004

[link](#)

**National ID:** [link](#)

**Common Name:** Community of Madrid v "Travelplan S.A."

**Directive Part:** Article 5, 1.

**Decision type:** Other

**Decision date:** Mon Oct 08 00:00:00 CEST 2001

##### 107/2002

**National ID:** [107/2002](#)

**Common Name:** Emilio L. L. v "Viajes Ecuador S. A."

**Directive Part:** Article 5, 1. Article 5, 2. Article 4, 6.

**Decision type:** Other

**Decision date:** Thu Feb 28 00:00:00 CET 2002

[link](#)

**National ID:** [link](#)

**Common Name:** Esperanza, Félix v "Cl. Cinco Estr.", "Comp. Arag. Int. de Viajes, S. A.", "Viajes Marsans, S. A."

**Directive Part:** Article 5, 1. Article 5, 2.

**Decision type:** Other

**Decision date:** Fri Sep 20 00:00:00 CEST 2002

##### 553/2002

**National ID:** [553/2002](#)

**Common Name:** José C. B, Mónica C. B. v "Guama S. A.", "CWT Viajes de empresa S. A.", "Iberojet S. A."

**Directive Part:** Article 5, 1. Article 5, 2. Article 4, 6.

**Decision type:** Other

**Decision date:** Wed Jul 24 00:00:00 CEST 2002

##### 356/2003

**National ID:** [356/2003](#)

**Common Name:** José Pedro and Celestina v "Halcón Viajes S. A."

**Directive Part:** Article 5, 1. Article 5, 2. Article 2, 1. Article 1

**Decision type:** Other

**Decision date:** Tue Sep 09 00:00:00 CEST 2003

**AP de Cantabria (Sección 4ª) Sentencia núm. 694/2007 de 7 noviembre**

**National ID:** [AP de Cantabria \(Sección 4ª\) Sentencia núm. 694/2007 de 7 noviembre](#)

**Common Name:** [link](#)

**Directive Part:** Article 6

**Decision type:** Administrative decision, first degree

**Decision date:** Wed Nov 07 00:00:00 CET 2007

**AP de Pontevedra (Sección 3ª) Sentencia núm. 115/2009 de 20 marzo**

**National ID:** [AP de Pontevedra \(Sección 3ª\) Sentencia núm. 115/2009 de 20 marzo](#)

**Common Name:** [link](#)

**Directive Part:** Article 4, 1., (a)

**Decision type:** Court decision in appeal

**Decision date:** Fri Mar 20 00:00:00 CET 2009

**AP de Murcia (Sección 5ª) Sentencia núm. 346/2010 de 16 noviembre**

**National ID:** [AP de Murcia \(Sección 5ª\) Sentencia núm. 346/2010 de 16 noviembre](#)

**Common Name:** [link](#)

**Directive Part:** Article 4, 6.

**Decision type:** Court decision in appeal

**Decision date:** Tue Nov 16 00:00:00 CET 2010

**870/2009**

**National ID:** [870/2009](#)

**Common Name:** [María and others v. "Mundo Joven, S. L" and others](#)

**Directive Part:** Article 5, 1. Article 5, 2. Article 5, 3. Article 5, 4.

**Decision type:** Other

**Decision date:** Wed Jan 20 00:00:00 CET 2010

**141/2002**

**National ID:** [141/2002](#)

**Common Name:** [Mateo V. M, Antonio V. S., José M. P., María G. F., José Luis R. v "Oci, Educación y Cultura, S. L."](#)

**Directive Part:** Article 2, 1. Article 1

**Decision type:** Other

**Decision date:** Mon Mar 11 00:00:00 CET 2002

[link](#)

**National ID:** [link](#)

**Common Name:** [Nuria F. P. and Joaquín C. C. v "Viajes Halcón S. A." and "Nobel Tours"](#)

**Directive Part:** Article 4, 6.

**Decision type:** Other

**Decision date:** Mon Oct 29 00:00:00 CET 2001

[link](#)

**National ID:** [link](#)

**Common Name:** [Pedro Jesús R. S. C. v "Viajes Tivoli S.A." and "Julia Tours S.A."](#)

**Directive Part:** Article 2, 2. Article 5, 1. Article 2, 3. Article 1 Article 2, 5.

**Decision type:** Other

**Decision date:** Mon Jul 23 00:00:00 CEST 2001

**208/1999**

**National ID:** [208/1999](#)

**Common Name:** [Silvia María A. U. v "Image Tours S. A." and "Lepanto S. A."](#)

**Directive Part:** Article 2, 2. Article 5, 1. Article 5, 2. Article 1

**Decision type:** Other

**Decision date:** Sat Jul 31 00:00:00 CEST 1999

**960/1999**

**National ID:** [960/1999](#)

**Common Name:** ["Viajes Mundidear S.A." v Jordi T. and Joana M. T.](#)

**Directive Part:** Article 1 Article 4, 1., (a) Article 2, 5.

**Decision type:** Other

**Decision date:** Thu Mar 01 00:00:00 CET 2001

**298/2006**

**National ID:** [298/2006](#)

**Common Name:** ["Viajes P., S. A." v. "Viajes T. S. A."](#)

**Directive Part:** Article 5, 1. Article 5, 2. Article 5, 3. Article 5, 4.

**Decision type:** Other

**Decision date:** Tue Mar 21 00:00:00 CET 2006

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## Legal Literature

Revista de Derecho Civil, vol. III, núm. 3 (julio-septiembre, 2016), Cuestiones, pp. 139-144

**Reference:** [Revista de Derecho Civil](#), vol. III, núm. 3 (julio-septiembre, 2016), Cuestiones, pp. 139-144

**Title:** Is the online acquisition of a package travel the same product as the online acquisition of different linked travel services?

**Author:** GONZÁLEZ CABRERA, I.

**Publication Year:** 2016

**Revista Andaluza de Derecho del Turismo. Número 3 - Enero 2010**

**Reference:** [Revista Andaluza de Derecho del Turismo. Número 3 - Enero 2010](#)

**Title:** Liability regime due to the breach of package travel contracts.

**Author:** COLL CARREÑO, S.

**Publication Year:** 2010

**InDret 4/2010 , Barcelona**

**Reference:** [InDret 4/2010 , Barcelona](#)

**Title:** Quantification of damages for "ruined holidays" in German and Spanish law.

**Author:** XIOL BARDAJÍ, M.

**Publication Year:** 2010

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#### Other material

No results available