ÍNDICE

CHAPTER I

PROCEDURAL LAW AND SOCIAL PEACE

PhD. María Leticia Fontestad Portalés

- 1. From self-tutelage to self-composition: conciliation and mediation
- 2. Heterocomposition: jurisdiction and arbitration
- 3. Reintroduction of mediation in the spanish judicial system

CHAPTER II

PROCEDURAL LAW AND ITS SOURCES

Laura A. Flórez Álvarez

- 1. Procedural law: definition and content
- 2. Some clarifications about procedural law and substantive law
- 3. The nature of procedural rules
- 4. Application of procedural rules in time and space
- 5. Sources of procedural law

CHAPTER III

JURISDICTION

PhD. Milagros López Gil

- 1. Abstract
- 2. Constitutional perspective
- 3. Administrative perspective: the governance of the judiciary
- 4. Procedural perspective: the jurisdictional function

CHAPTER IV

THE ACTION

PhD. Salvador Guerrero Palomares

- 1. Introductory remarks. Theories about the concept of action
- 2. The action in civil proceedings and the right to a favourable jurisdictional answer
- 3. The action in criminal proceedings
- 4. The right to the effective protection of judges and courts (Art. 24.1 Spanish Constitution)

CHAPTER V

THE PROCESS

PhD. María de las Nieves Jiménez López

- 1. The process as an instrument of the jurisdictional function
- 2. Process, procedure and trial

3. Typology of proceedings

CHAPTER VI

PRINCIPLES OF PROCEEDINGS

PhD. Salvador Guerrero Palomares

- 1. General notions about the principles of proceedings
- 2. Principles which define our legal and procedural system
- 3. Principles of our proceedings

CHAPTER VII

ORGANIZATION OF JUSTICE. SYSTEM OF COURTS

PhD. Yolanda De Lucchi López-Tapia

- 1. Types of courts
- 2. Customary courts
- 3. Constitutional Court
- 4. Supranational courts

CHAPTER VIII

CONFLICTS OF JURISDICTION AND COMPETENCE

PhD. Yolanda De Lucchi López-Tapia

- 1. Introduction
- 2. Conflicts of "jurisdiction" between administration and jurisdiction
- 3. Conflicts of jurisdiction between ordinary jurisdiction and military jurisdiction
- 4. Conflicts of competence (so-called competence disputes)
- 5. Conflicts of territorial competence (also known as questions of competence)

CHAPTER IX

STAFF IN THE SERVICE OF THE COURTS AND TRIBUNALS

PhD. Francesc Pérez Tortosa

- 1. Jurisdictional staff
- 2. Non-jurisdictional staff129
- 3. Persons and institutions cooperating with the administration of justice

CHAPTER X

FACTS AND PROCEDURAL ACTS

PhD. Francesc Pérez Tortosa

- 1. Concept and classification
- 2. Requirements for procedural acts
- 3. Full nullity and annulment of procedural acts
- 4. Procedural decisions

5. Acts of communication by the jurisdictional body

CHAPTER XI

LEGAL COSTS

PhD. Paulo Ramón Suárez Xavier

- 1. Concept of expenses and legal costs
- 2. Legal costs in civil proceedings
- 3. The different categories of legal costs

CHAPTER XII

THE RIGHT TO FREE LEGAL ASSISTANCE

PhD. Paulo Ramón Suárez Xavier

- 1. The right to free legal assistance as a constitutional law
- 2. Concept and foundation
- 3. Requirements and content
- 4. Application procedure
- 5. Some peculiarities on the right to free legal aid in the criminal field

CHAPTER XIII

METHODS OF CONFLICT RESOLUTION: SELF-COMPOSITION

PhD. María de las Nieves Jiménez López

- 1. Mediation
- 2. Conciliation

CHAPTER XIV

APPROPRIATE METHODS OF CONFLICT RESOLUTION: HETEROCOMPOSITION

Laura A. Flórez Álvarez

- 1. Some considerations regarding heterocomposition
- 2. Arbitration as a heterocompository mechanism
- 3. Types of arbitration
- 4. The arbitration agreement
- 5. The arbitral award

CHAPTER XV

VOLUNTARY JURISDICTION PROCEEDINGS

PhD. María Leticia Fontestad Portalés

- 1. Concept and nature
- 2. Legal regulation
- 3. General provisions
- 4. Common procedural rules

5. Classification

Chapter XVI

The preparation of the process: on preliminary proceedings

PhD. María Leticia Fontestad Portalés

- 1. Concept and scope
- 2. Types of preliminary proceedings
- 3. Procedure