

Arbitration in Spain

Butterworths - Arbitration in Spain



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The Spanish Constitutional Court Bolsters Arbitration in Spain

Our can provide you with arbitration services instead of litigation which might be expensive and time-consuming. Nonetheless, as the Decision states, some courts and some parties use the procedure to set aside an award as an appeal against the arbitrator decision. Arbitration instead of public law in Spain Arbitration in Spain is a suitable method in cases of non-contractual disputes, where the public law may be excluded.

International Arbitration 2020

Also to be taken into account are the Urban Planning Law of the region where the real estate is located and the relevant town council's building ordinances.

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Petitions for interim measures will ordinarily be applied before ordinary courts when the requesting party intends to enforce any such measures against third parties that are not bound by the arbitration agreement. In Spain proceedings are commenced by issuing a claim form accompanied by all the original documentation on which the plaintiff bases its claim. We must emphasize the remarkable international dimension of our areas of expertise, and that is why our legal team is not only used to work fluently in Spanish, English and French, but they understand very well, and are ready to meet with efficiency the needs of their foreign clients with legal affairs in Spain.

Arbitration in Spain › Legal Services Spain

There are also a number of provisions considered mandatory, such as the provisions ensuring the right to be heard, the equal treatment of the parties or ensuring due process partially referred to under article 24 of the SAA.

International Arbitration 2020

If the arbitration is administrated by any particular institution, it would be the rules of such institution that would govern the evidence within the arbitration process.

ARBITRATION IN SPAIN

He is also liable for any delays caused to the project by these variations, or where the variation means that the work has not been carried out in accordance with the contract. Last modified 19 Nov 2019 Is it common for construction disputes to be referred to arbitration? It is required for any type of construction, including the refurbishment or fitting-out of existing buildings, and for demolition works.

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Spain ratified the 1958 New York Convention on the Recognition and Enforcement of Foreign Arbitral Awards on 29 April 1977. Spanish law does not allow punitive damages.

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The term of the warranty runs from the date on which the building is completed. In both cases, the arbitration agreement shall express the willingness of the parties to submit to arbitration all or certain disputes arising between them in respect of a specific legal relationship. Arbitration proceedings are less formal than judicial proceedings in Spain and less time is required to obtain a resolution an arbitration award.

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