

**COURSE DATA****DATA SUBJECT****Code:** 44557**Name:** Civil proceedings: new technologies and challenges of the globalised era**Cycle:** Master's Degree**ECTS Credits:** 3**Academic year:** 2025-26**STUDY (S)**

Degree	Center	Acad. year	Period
2217 - Master's Degree in Law, Business and Justice	Facultat de Dret	1	First quarter, Second quarter

SUBJECT-MATTER

Degree	Subject-matter	Character
2217 - Master's Degree in Law, Business and Justice	Proceso civil: nuevas tecnologías y retos de la era globalizada	COMPULSORY

COORDINATION

BARONA VILAR SILVIA

SUMMARY

The subject "Civil proceedings: new technologies and challenges of the globalized era" seeks to contextualize some of the major challenges that have led to reform civil procedure codes, serving as a basis for analyzing those procedural institutions most affected by the transformation of the pattern of Justice.

It will also seek to draw civil procedural landscape, affected by the movement of Glocalization -fusion of the concepts of globalization and location- based on the integration of local economies in a global market economy that needs an adequate legal framework and harmonized.

This course aims therefore to raise those questions that, for novelty, efficiency or discussion can be discussed from the visions of those who come from different countries and with different codes. That is why this subject aims to provide within a brainstorming some issues that can generate a kind of think-tank, to collect contributions of interest in the discussion and allow likewise have enough material for evaluation.

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PREVIOUS KNOWLEDGE

RELATIONSHIP TO OTHER SUBJECTS OF THE SAME DEGREE

There are no specified enrollment restrictions with other subjects of the curriculum.

OTHER REQUIREMENTS

Preferably, legal knowledge from Law or Legal Sciences Degree, in accordance with the Master's verifica.

COMPETENCES / LEARNING OUTCOMES

2217 - Master's Degree in Law, Business and Justice

Adquirir y/o mejorar la capacidad y habilidad de coordinación, así como desarrollar destrezas interpersonales que faciliten el trabajo en grupo.

Aplicar los conocimientos y técnicas adquiridos a entornos y situaciones interdisciplinarias complejas para anticiparse a los problemas, valorando la creatividad y solvencia de las propuestas.

Capacidad de implementación práctica de los conocimientos aprendidos en los debates y discusiones, así como ser capaces de dirigirlos e identificar y analizar las conclusiones más relevantes.

Capacidad de trabajo en equipos multidisciplinares para la resolución de casos y situaciones jurídicas complejas nacionales e internacionales.

Conocer y aplicar las técnicas de comunicación y expresión oral y corporal en los debates y discusiones planteadas respecto de problemas jurídicos actuales, participando de forma activa en la resolución de los mismos.

Identificar, analizar e interpretar los problemas jurídicos complejos conforme a criterios jurídicos y deontológicos, con el debido respecto a valores democráticos y a principios fundamentales, sin que tenga cabida la discriminación por razón de sexo, creencia o lugar de procedencia.

Identificar y valorar los problemas jurídicos de interés en una sociedad globalizada en el ámbito de la actividad empresarial que requieren de una profundización en la investigación jurídica para ser afrontados de forma plural.

Saber aplicar los conocimientos adquiridos durante el curso, a través de la resolución de problemas puntuales y multidisciplinares desde la óptica de la actividad comercial nacional e internacional y la seguridad jurídica.

Saber identificar los posibles conflictos de interés en el seno de las empresas y operadores económicos en sus relaciones con otros agentes y, especialmente, con los consumidores, para conocer y desarrollar técnicas y mecanismos de tutela y protección de los derechos e intereses de las partes de la relación jurídica.

Saber precisar, comparar y contrastar mediante razonamientos lógicos argumentos proporcionados por otros, bien en debates, bien cuando se trabaje en grupo, sobre la base del respeto mutuo.

Saber trabajar el liderazgo en equipos específicos e interdisciplinares.



Students should be able to integrate knowledge and address the complexity of making informed judgments based on incomplete or limited information, including reflections on the social and ethical responsibilities associated with the application of their knowledge and judgments.

Students should possess and understand foundational knowledge that enables original thinking and research in the field.

Utilizar los conocimientos avanzados adquiridos aplicables a la realidad empresarial de forma solvente, tanto de forma individual como en equipo, desde una perspectiva pluridisciplinar.

DESCRIPTION OF CONTENTS

1. Where will be the civil process in the XXI Century? Principles of civil processes. Special reference to the principle of orality .

- 1.1. Basis and principles of civil procedure.
- 1.2. From the liberal civil procedure to the global civil procedure.
- 1.3. Changes of protagonists in the civil procedure of the 21st century.
- 1.4. Orality as basic principle of the proceeding.

2. Some questions about the objective and subjective scope of civil proceedings. Special reference to the class actions (collective redress), multiparty process, accumulations, consumers intervention, etc.

- 2.1. Object of the procedure. Elements. Possible accumulations.
- 2.2. Subjects of the procedure. New realities in the civil process of the 21st century.
- 2.3. Plurality of subjects. Multiparty procedures.
- 2.4. The appearance of class actions. ¿evolution or revolution?

3. Evidence. New technologies and new challenges.

- 3.1. The evolution of the concept of document and its interaction with technology.
- 3.2. Procedural Rules of Evidence using IT.

4. Interim protection. A modern and effective view of the precautionary measures

- 4.1. Precautionary protection, an example of due process.
- 4.2. Principles, basis and rules of venue.
- 4.3. Specific and generic precautionary measures.
- 4.4. Special reference to the role played by the judge in relation to them.
- 4.5. Proceeding.

**5. Legal remedies and enforcement. Current status and new challenges.**

- 5.1. Appeals and civil procedure: new realities.
- 5.2. Types of appeals.
- 5.3. The enforcement procedure. Principles and objective and subjective elements.
- 5.4. Lack of enforcement.
- 5.5. Electronic auction.

WORKLOAD**PRESENCIAL ACTIVITIES**

Activity	Hours
Theory	19,50
Seminar	6,00
Classroom practices	4,50
Total hours	30,00

NON PRESENCIAL ACTIVITIES

Activity	Hours
Attendance at other activities	0,00
Individual or group project	0,00
Independent study and work	0,00
Preparation of lessons	0,00
Preparation for assessment activities	0,00
Resolution of case studies	0,00
Total hours	0,00

TEACHING METHODOLOGY

- Master class
- Preparation and assistance to specialized seminars, workshops and similar activities
- Elaboration and presentation of individual and / or collective papers

EVALUATION

1. Assessment of the participation of the students in debates and workshops, as well as resolving any other planned activities, being assessed not only the number of interventions but also the quality of them. 20.0%



2. Assessment of the attendance and participation in seminars and other activities, being assessed not only the amount of interventions but also the quality of them. 15.0%
3. Tutorials assessment, in which the preparation of the students to the workshop and the knowledge acquired will be analysed. 25.0%
4. Oral presentation assessment to be carried out each student. 40.0%

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REFERENCES

- BARONA VILAR, S., Medidas cautelares en el arbitraje, Madrid, Civitas, 2006. -BARONA VILAR, S. (Dir.), Justicia integral y access to justice. Crisis y evolución en el nuevo paradigma de justicia, Pamplona, Civitas, 2016. -BARONA VILAR, S., Algoritmización de la justicia y el Derecho, Valencia, Tirant lo Blanch, 2020. -BUENO DE MATA, F., Prueba electrónica y proceso 2.0, Valencia, Tirant lo Blanch, 2014. -GÓMEZ COLOMER / BARONA VILAR / ESPARZA LEIBA / ETXEBARRIA GURIDI / MARTÍNEZ GARCÍA / PLANCHADELL GARGALLO, Proceso civil, Valencia, Tirant lo Blanch, 2021 -PLANCHADELL GARGALLO, A., Las acciones colectivas en el ordenamiento jurídico español, Valencia, Tirant lo Blanch, 2014.
- BARONA VILAR, S., "Retrato de la justicia civil en el Siglo XXI: ¿Caos o una nueva estrella fugaz?", Revista Boliviana de Derecho, 2018, 1. -BARONA VILAR, S., "Justicia civil postcoronavirus, de la crisis a algunas de las reformas que se avizoran", Actualidad Jurídica Iberoamericana, Mayo 2020.