

Teoria General Del Proceso Ovalle Favela

Gaceta de los tribunales y de la instrucción pública
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Revista de derecho, jurisprudencia y ciencias sociales y gaceta de los tribunales Chile. Congreso Nacional University of Texas at Austin. Library. Latin American Collection New York Public Library. Research Libraries University of Texas. Library. Latin American Collection Sonia Rodríguez Jiménez Luis Galdames Sergio Villalobos R. Francisco Antonio Encina

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Encina

esta obra aborda la naturaleza efectos y consecuencias que produce la conexidad y la litispendencia internacional dos figuras de corte eminentemente procesal que operan en el plano aplicativo del sector de la competencia judicial internacional si bien México las tiene contempladas en el plano procesal interno de manera magistral no podemos extrapolar estas afirmaciones al referirnos al plano internacional la actual ausencia debe ser superada por las implicaciones prácticas y resolutivas que se presentan en el sector de la competencia judicial internacional la obra analiza cómo opera la figura de la litispendencia internacional cuando se ponen en relación a tribunales ordinarios así como cuando se relacionan éstos con los tribunales arbitrales igualmente aborda la operatividad de la conexidad internacional desde una doble vertiente como una excepción procesal que tiene como meta evitar la duplicidad de procedimientos que puedan conducir a resoluciones diametralmente opuestas y como un foro atributivo de la competencia judicial internacional cuyo objetivo es dar sentido al principio de economía procesal en definitiva se propone que ambas figuras procesales sean reguladas en un conjunto normativo creado ex novo y exprofesso para el plano internacional destinado a reflejar su naturaleza finalidad y razón de ser facilitando con ello la solución de los actuales problemas procesales aplicativos existentes en la determinación de la competencia judicial internacional

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