**SUMMER LAW CONFERENCE BARCELONA JULY 17 - 21 2023** 



# CONSUMER MEDIATION AND ARBITRATION

MEDIATION IN SPAIN EU MEDIATION

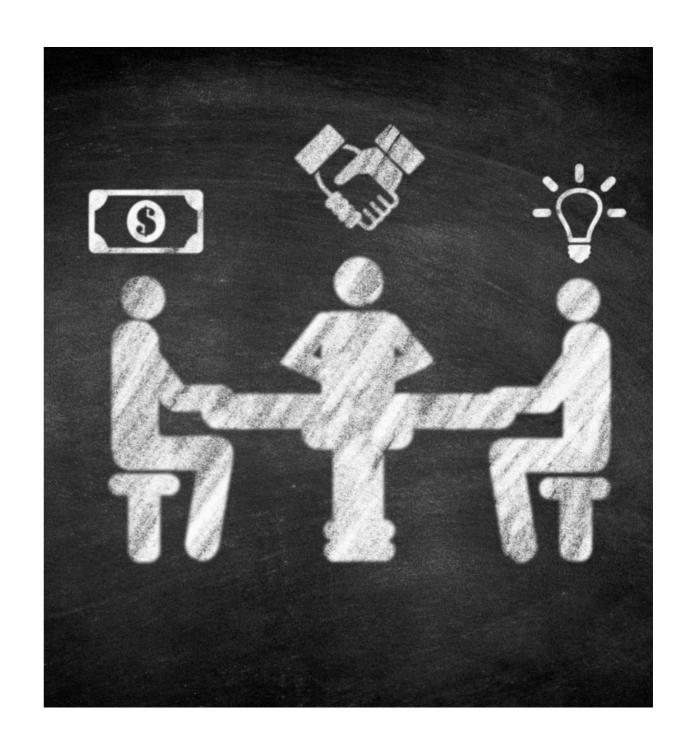
Xavier Pineda Buendia. Lawyer

## **PLAN**

- INTRODUCTION
- MEDIATION ARBITRATION
- MEDIATION IN SPAIN
- MEDIATION IN EUROPE
- CONCLUSION

#### INTRODUCTION

An history of negotiation vs lawsuit



## **MEDIATION - ARBITRATION**

| WILLFULNESS     | WILLFULNESS                  |
|-----------------|------------------------------|
| IMPARTIALITY    | IMPARTIALITY                 |
| SPEED           | SIMPLE AND FAST<br>PROCEDURE |
| UNRELIABILITY   | NEUTRALITY                   |
| OUT-OF-COURT    | IMMEDIACY                    |
| CONFIDENTIALITY | CONFIDENTIALITY              |
| MEDIATOR        | ARBITRATOR                   |
| AGREEMENT       | RESOLUTION                   |

#### **MEDIATION IN SPAIN**

- SPANISH REGULATION
- EU DIRECTIVE
- PARTIES AND MEDIATOR
- MEDIATION PROCEDURE
- AGREEMENT AND ITS EXECUTION
- INTERNATIONAL MEDIATION

#### MEDIATION IN EUROPE

- EU DIRECTIVE
- THE MEDIATION IN EUROPE
- ADR CONSUMERS AND ONLINE SHOPPING
- THE ONLINE ODR PLATFORM

## CONCLUSION

- THE FUTURE OF MEDIATION
  - SPAIN PROCEDURES
  - EU PLATFORM
  - ONLINE DISPUTES
  - METAVERSE DISPUTES