Episode 2: Business and Human Rights Developments Spain

Maria Chiara Marullo
Universitat Jaume I
marullo@uji.es
PRELIMINARY CONSIDERATIONS

• Obstacles in accessing justice
• State’s practices based on forum by necessity or on the prohibition of refusal of Access to justice
• New developments on transnational HR litigation – supporting the existence of unitary concept of company
LEGAL FRAMEWORK IN SPAIN

- Criminal proceedings: When will the legal person be criminally liable?
  - Organic Law 5/2010
  - Organic Law 1/2015
  - Hrs violations and international crimes
  - Universal jurisdiction
LEGAL FRAMEWORK IN SPAIN

• Transnational civil litigation
  - international judicial competence of Spanish courts
  - Applicable law

Future developments