

Cuestiones excluidas del Reglamento Europeo de Sucesiones: algunos supuestos dudosos.

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Matters Excluded from the EU Succession Regulation: Some Dubious Assumptions.

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EL ÁMBITO DEL REGLAMENTO 650/2012

THE SCOPE OF REGULATION 650/2012

- El Reglamento (RSE) se inserta en el seno de las políticas de la UE sobre seguridad y justicia y libre circulación de personas y capitales.
- The Regulation (CSR) is inserted into the breed of the EU policies on security and justice and free circulation of persons and capital.

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GOVERNING INHERITANCE STATUTES
AFTER THE ENTRY INTO FORCE
OF EU SUCCESSION REGULATION



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EL ÁMBITO DEL REGLAMENTO 650/2012

THE SCOPE OF REGULATION 650/2012

- En esta materia la UE está haciendo hincapié en la unificación de las normas de conflicto y competencia judicial y en la libre circulación de documentos públicos.
- In this matter, one of the main targets of UE is the unification of the rules of conflict of law and judicial competence and the free circulation of public documents.



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EL ÁMBITO DEL REGLAMENTO 650/2012

THE SCOPE OF REGULATION 650/2012

- La sucesión por causa de muerte implica múltiples campos jurídicos, por lo que las excepciones del Art. 1 se ven aligeradas en el resto del Reglamento.
- The succession upon death implies multiple legal fields, so the exceptions of Art. 1 are lightened in the rest of the Regulations.

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EL ÁMBITO DEL REGLAMENTO 650/2012

THE SCOPE OF REGULATION 650/2012

- El Reglamento no solo afecta a las normas de conflicto y de competencia, sino también a las normas de funcionamiento: calificación, reenvío, cuestión preliminar.
- The Regulation not only affects the rules of conflict and competition, but also the rules of operation: qualification, renvoi, preliminary question.

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EL ÁMBITO DEL REGLAMENTO 650/2012

THE SCOPE OF REGULATION 650/2012

- Problema relativo a la coordinación de los derechos sucesorios del cónyuge viudo: los Reglamentos 1103 y 1104/2016.
- Problem relating to the coordination of the succession rights of the widow spouse: Regulations 1103 and 1104/2016.

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EL ÁMBITO DEL REGLAMENTO 650/2012

THE SCOPE OF REGULATION 650/2012

- Los problemas de la partición de la herencia.
- The problems of sharing-out the state.

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EL ÁMBITO DEL REGLAMENTO 650/2012

THE SCOPE OF REGULATION 650/2012

- La incursión del Reglamento en el Estatuto Real y en el Sistema Registral. El Certificado Sucesorio Europeo. El notario español como tribunal.
- Incursion of the Regulations in the statute “in rem” and in the Registry System. The European Successory Certificate. The spanish notary as a court.



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EL ÁMBITO DEL REGLAMENTO 650/2012

THE SCOPE OF REGULATION 650/2012

- Los Sistemas Plurilegislativos: el caso español.
- The Plurilegislative Systems: the spanish case.



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