

**La conciliación ante el LAJ como requisito de procedibilidad en la Ley Orgánica 1/2025, de 2 de enero, de medidas en materia de eficiencia del Servicio Público de Justicia****Alberto Martínez de Santos**

Letrado de la Administración de Justicia

Diario LA LEY, Nº 10677, Sección Tribuna, 5 de Marzo de 2025, LA LEY

**LA LEY 2442/2025****Resumen**

La [Ley de Jurisdicción Voluntaria 15/2015](#) sustituyó un texto que se remontaba a 1881 para regular la conciliación, pero por diferentes razones no ha servido, ni sirve, para evitar el litigio y antes al contrario, se ha convertido en un acto de comunicación reforzado que en pocas ocasiones tiene eficacia. Partiendo de esta circunstancia se analiza en este trabajo las posibilidades que ofrece la [Ley Orgánica 1/2025](#) para adaptar la conciliación ante el Letrado de la Administración de Justicia a los mandatos de la reforma y, transformarla en un verdadero requisito de procedibilidad.

**Palabras clave**

[Ley de Jurisdicción Voluntaria](#), Conciliación, MASC, Eficiencia, Procedibilidad.

**I. ¿Por qué ha fracasado la conciliación de la Ley 15/2015?**

Pocos sospechábamos o, al menos no lo hacía quien redacta estas líneas, que cuando el Legislador en el Preámbulo de la [Ley 15/2015, de 2 de julio, de la jurisdicción Voluntaria](#) (en adelante [LJV](#)) afirmó que en el Título IX se contenía el régimen jurídico del acto de conciliación de forma completa, trasladando y actualizando a esa Ley lo establecido en la anterior [Ley de Enjuiciamiento Civil](#), no hacía otra cosa que indicar al interprete el camino a seguir y que no era otro que el fijado en la [Ley de Enjuiciamiento Civil](#) de 1881, sin variación alguna y, por ende que la inadmisión de plano del [art. 139.1.ii LJV](#) no tendría otro alcance que el literal del mandato, de tal modo que cualquier otra petición, con independencia de su redacción y contenido tendría acomodo en el expediente.

De hecho según la doctrina y, en opinión que comparto, la gran novedad en materia de conciliación residió en que en la [Ley del Notariado](#) y la [Ley Hipotecaria](#) se introdujeron sendos Capítulos, donde se permitía a notarios y registradores realizar también esa labor conciliadora (1).

Cierto es que el art. 139 en su primer apartado dispone que «La utilización de este expediente para finalidades distintas de la prevista en el párrafo anterior y que suponga un manifiesto abuso de derecho o entrañe fraude de ley o procesal tendrá como consecuencia la inadmisión de plano de la petición», pero para llegar a dicha conclusión era imprescindible el empecinamiento del actor en el mal empleo del expediente y, de ahí que el AAP MADRID, Sección 13ª, 85/2020, 4 de junio de 2020 confirmara la inadmisión de una petición formulada por una sociedad contra otra, «*toda vez que ya se habían presentado con antelación cuatro conciliaciones en los años 2007, 2008, 2011 y 2014, todas ellas sin avenencia, ante la oposición de la conciliada*». Concluyó la audiencia que lo que la parte actora estaba pretendiendo con estas actuaciones era evitar una posible prescripción de las acciones que pudiera ejercitar, como indicaba que interpusiera una conciliación cada dos años desde el 2007, es decir, desde hacía doce años sin llegar a la interposición de la demanda correspondiente, lo cual no solo reflejaba un abuso de derecho, sino también un fraude procesal (2).

# Proceb Control

**William Henry Beveridge**



## **Proceb Control:**

**Process Control** K. Krishnaswamy (Prof.),2007 *Process Control Engineering* Martin Polke,2008-09-26 This book surveys methods problems and tools used in process control engineering Its scope has been purposely made broad in order to permit an overall view of this subject This book is intended both for interested nonspecialists who wish to become acquainted with the discipline of process control engineering and for process control engineers who should find it helpful in identifying individual tasks and organizing them into a coherent whole A central concern of this treatment is to arrive at a consistent and comprehensive way of thinking about process control engineering and to show how the several specialities can be organically fitted into this total view Instrumentation and Process Control Janardan Prasad,M. N. Jayaswal,Vishnu Priye,2009-12 Instrumentation and control system is the heart of all processing industries No process can run without the aid of instrumentation Therefore sometimes it is said that instruments are eyes of process through which a process operators visualize the process behaviour Instrumentation and control concepts have undergone a drastic change over the past few years The book is meant for the graduate level course of Instrumentation and Process Control Electrical Electronics and Instrumentation Control disciplines The topics have been divided in 8 chapters The first three are devoted to Transducers In these chapters stress has been given on Transducer Signal Selection Pneumatic Transmitters Smart Transmitters Special Class Thermocouple Nucleonic Level Gage Electronic Level Gage others In the chapter on Telemetry pneumatic transmissions have been added in addition to usual topics In the chapter Process Control three element control systems have been described through examples of Boiler Drum Level Control And lastly in Recent Developments Microprocessor Based Instrumentation System development of PLC and distributed control system and instrumentation communication protocol have been described in greater detail with suitable examples The book is a perfect match of instruments that are still in use and which have been recently developed Plant-Wide Process Control Kelvin T. Erickson,John L. Hedrick,1999-04-29 The complete control system engineering solution for continuous and batch manufacturing plants This book presents a complete methodology of control system design for continuous and batch manufacturing in such diverse areas as pulp and paper petrochemical chemical food pharmaceutical and biochemical production Geared to practicing engineers faced with designing increasingly more sophisticated control systems in response to present day economic and regulatory pressures Plantwide Process Control focuses on the engineering portion of a plant automation improvement project It features a full control design information package Control Requirements Definition or CRD and guides readers through all steps of the automation process from the initial concept to design simulation testing implementation and operation This unique and practical resource Integrates continuous batch and discrete control techniques Shows how to use the methodology with any automation project existing or new simple or complex large or small Relates recent ISO and ISA standards to the discipline of control engineering Illustrates the methodology with a pulp and paper mill case study Incorporates numerous other examples

from single loop controllers to multivariable controllers      **A Study of Price Control by the United States Food Administration** Joseph Charles Bartley,1922      **Manufacturing Engineering and Management** ,1960      *Historical Reports on War Administration* Temporary Controls Office,      *Prices and Price Control in Great Britain and the United States During the World War* Simon Litman,1920      *British Food Control* William Henry Beveridge,1928      **Process Control** Myke King,2016-07-12 This expanded new edition is specifically designed to meet the needs of the process industry and closes the gap between theory and practice Back to basics approach with a focus on techniques that have an immediate practical application and heavy maths relegated to the end of the book Written by an experienced practitioner highly regarded by major corporations with 25 years of teaching industry courses Supports the increasing expectations for Universities to teach more practical process control supported by IChemE      *Industry Week* ,1918      *The Indian Review* G.A. Natesan,1919      *The Quartermaster Review* ,1929      *Oil, Paint and Drug Reporter and New York Druggists' Price Current* ,1917 Vols include the proceedings some summarized some official stenographic reports of the National Wholesale Druggists Association called 18 1882 Western Wholesale Druggists Association and of other similar organizations

**Appendix to the Journals of the House of Representatives of New Zealand** New Zealand. Parliament. House of Representatives,1919      **Monthly Review of the U.S. Bureau of Labor Statistics** United States. Bureau of Labor Statistics,1919      *The California Dairyman* ,1925      **Science** John Michels (Journalist),1923      **Mining Journal** ,1922      *Report on the Operations of the Indian Foodstuffs Commissioner* India. Indian Foodstuffs Commissioner,1919

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