



CRYONIC LAW AND POLICY RESEARCH INITIATIVE

A JOURNEY THROUGH SPACE AND TIME: BY JORDI SANDALINAS

Cryopreservation and Law: A necessary coexistence in Europe. **A perspective from the existing framework in Spain**

Abstract

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The phenomenon of cryopreservation is on the rise and is going to increase in the next decades, which is an undeniable fact. In a few years we will begin to see even better results from the state of the art in both nonhuman living beings and humans. The question is whether both Spain and the regulations that may be tangential or directly applicable to this phenomenon are sufficiently prepared enough to face a glaring reality. In this article the author will try to make a first non-exhaustive legal approach of cryopreservation as an alternative option to the definitive death and the coexistence of it within the Spanish legal framework as of today. Although it is impossible to address all the extremes of this, we will try to highlight the most interesting ones and the need to coordinate synergies in order to alleviate the legal gaps that exist within the framework of Spanish Law. The article will conclude that law of cryonics need to be harmonized in Europe since every internal legal system have their own particular vision. Court tradition in the UK and USA, for instance, has proved that there is a real concern about the hopes around the possibilities of cryonics. However, in Spain, court tradition is incipient and law practitioners should start bringing proceedings when they see that the situation could be balanced according to ethics and moral grounds.