

Regulation (EC) No 864/2007 of the European Parliament and of the Council
of 11 July 2007 on the law applicable to non-contractual obligations (Rome II)

CHAPTER VI

OTHER PROVISIONS

Article 23

Habitual residence

1 For the purposes of this Regulation, the habitual residence of companies and other bodies, corporate or unincorporated, shall be the place of central administration.

Where the event giving rise to the damage occurs, or the damage arises, in the course of operation of a branch, agency or any other establishment, the place where the branch, agency or any other establishment is located shall be treated as the place of habitual residence.

2 For the purposes of this Regulation, the habitual residence of a natural person acting in the course of his or her business activity shall be his or her principal place of business.

Article 24

Exclusion of renvoi

The application of the law of any country specified by this Regulation means the application of the rules of law in force in that country other than its rules of private international law.

Article 25

States with more than one legal system

1 Where a State comprises several territorial units, each of which has its own rules of law in respect of non-contractual obligations, each territorial unit shall be considered as a country for the purposes of identifying the law applicable under this Regulation.

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Textual Amendments

F1 Art. 25(2) omitted (31.12.2020) by virtue of [The Law Applicable to Contractual Obligations and Non-Contractual Obligations \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/834\)](#), regs. 1, **11(7)**; 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation: There are currently no known outstanding effects for the Regulation (EC) No 864/2007 of the European Parliament and of the Council, CHAPTER VI. (See end of Document for details)

Article 26

Public policy of the forum

The application of a provision of the law of any country specified by this Regulation may be refused only if such application is manifestly incompatible with the public policy (*ordre public*) of the forum.

Article 27

Relationship with other provisions of [F2]retained EU law]

This Regulation shall not prejudice the application of provisions of [F2]retained EU law] which, in relation to particular matters, lay down conflict-of-law rules relating to non-contractual obligations.

Textual Amendments

- F2** Words in Art. 27 substituted (31.12.2020) by [The Law Applicable to Contractual Obligations and Non-Contractual Obligations \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/834\)](#), regs. 1, **11(8)**; 2020 c. 1, Sch. 5 para. 1(1)

Article 28

Relationship with existing international conventions

1 This Regulation shall not prejudice the application of international conventions to which [F3]the United Kingdom was a party] at the time when this Regulation [F4]was adopted] and which lay down conflict-of-law rules relating to non-contractual obligations.

2 However, this Regulation shall, as between [F5]relevant states], take precedence over conventions concluded exclusively between two or more of them in so far as such conventions concern matters governed by this Regulation.

Textual Amendments

- F3** Words in Art. 28(1) substituted (31.12.2020) by [The Law Applicable to Contractual Obligations and Non-Contractual Obligations \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/834\)](#), regs. 1, **11(9)(a)(i)**; 2020 c. 1, Sch. 5 para. 1(1)
- F4** Words in Art. 28(1) substituted (31.12.2020) by [The Law Applicable to Contractual Obligations and Non-Contractual Obligations \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/834\)](#), regs. 1, **11(9)(a)(ii)**; 2020 c. 1, Sch. 5 para. 1(1)
- F5** Words in Art. 28(2) substituted (31.12.2020) by [The Law Applicable to Contractual Obligations and Non-Contractual Obligations \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/834\)](#), regs. 1, **11(9)(b)**; 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation:

There are currently no known outstanding effects for the Regulation (EC) No 864/2007 of the European Parliament and of the Council, CHAPTER VI.