



Civil Jurisdiction and Judgments Act 1982

1982 CHAPTER 27

PART I

IMPLEMENTATION OF THE CONVENTIONS

Supplementary provisions as to recognition and enforcement of judgments

6 Appeals under Article 37, second paragraph and Article 41.

- (1) The single further appeal on a point of law referred to [^{F1}in the 1968 Convention and the Lugano Convention] in Article 37, second paragraph and Article 41 in relation to the recognition or enforcement of a judgment other than a maintenance order lies—
 - (a) in England and Wales or Northern Ireland, to the Court of Appeal or to the House of Lords in accordance with Part II of the ^{M1}Administration of Justice Act 1969 (appeals direct from the High Court to the House of Lords);
 - (b) in Scotland, to the Inner House of the Court of Session.
- (2) Paragraph (a) of subsection (1) has effect notwithstanding section 15(2) of the Administration of Justice Act 1969 (exclusion of direct appeal to the House of Lords in cases where no appeal to that House lies from a decision of the Court of Appeal).
- (3) The single further appeal on a point of law referred to [^{F2}in each of those Conventions] in Article 37, second paragraph and Article 41 in relation to the recognition or enforcement of a maintenance order lies—
 - (a) in England and Wales, [^{F3}to a county court in accordance with section 111A] of the ^{M2}Magistrates' Courts Act 1980;
 - (b) in Scotland, to the Inner House of the Court of Session;
 - (c) in Northern Ireland, to the Court of Appeal.

Textual Amendments

- F1** Words in s. 6(1) inserted (1.5.1992) by [Civil Jurisdiction and Judgments Act 1991 \(c. 12, SIF 45:3\)](#), s. 3, [Sch. 2 para 3\(a\)](#) (with s. 4); [S.I. 1992/745](#), [art.2](#)

Status: Point in time view as at 06/04/2009. This version of this provision has been superseded.

Changes to legislation: Civil Jurisdiction and Judgments Act 1982, Section 6 is up to date with all changes known to be in force on or before 18 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

F2 Words in s. 6(3) inserted (1.5.1992) by Civil Jurisdiction and Judgments Act 1991 (c. 12, SIF 45:3), s. 3, **Sch. 2 para. 3(b)** (with s. 4); S.I. 1992/745, **art.2**

F3 Words in s. 6(3)(a) substituted (6.4.2009) by The Access to Justice Act 1999 (Destination of Appeals) (Family Proceedings) Order 2009 (S.I. 2009/871), **art. 5** (with art. 14)

Modifications etc. (not altering text)

C1 S. 6(1)(2) applied (with modifications) (1.4.1993) by S.I. 1993/604, **art. 2(1)**.

C2 S. 6(3) applied (1.4.1993) by S.I. 1993/604, **art. 3(1)**.

Marginal Citations

M1 1969 c. 58.

M2 1980 c. 43.

Status:

Point in time view as at 06/04/2009. This version of this provision has been superseded.

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