



# Foreign Judgments (Reciprocal Enforcement) Act 1933

## 1933 CHAPTER 13

### PART II

#### *Miscellaneous and General*

#### **8 General effect of certain foreign judgments**

- (1) Subject to the provisions of this section, a judgment to which Part I of this Act applies or would have applied if a sum of money had been payable thereunder, whether it can be registered or not, and whether, if it can be registered, it is registered or not, shall be recognised in any court in the United Kingdom as conclusive between the parties thereto in all proceedings founded on the same cause of action and may be relied on by way of defence or counter-claim in any such proceedings.
- (2) This section shall not apply in the case of any judgment—
  - (a) where the judgment has been registered and the registration thereof has been set aside on some ground other than—
    - (i) that a sum of money was not payable under the judgment; or
    - (ii) that the judgment had been wholly or partly satisfied; or
    - (iii) that at the date of the application the judgment could not be enforced by execution in the country of the original court; or
  - (b) where the judgment has not been registered, it is shown (whether it could have been registered or not) that if it had been registered the registration thereof would have been set aside on an application for that purpose on some ground other than one of the grounds specified in paragraph (a) of this subsection.
- (3) Nothing in this section shall be taken to prevent any court in the United Kingdom recognising any judgment as conclusive of any matter of law or fact decided therein if that judgment would have been so recognised before the passing of this Act.