

SCHEDULE

Regulation 23

Amendments to the Civil Procedure Rules 1998

1. At the end of rule 6.31 (interpretation)(1) insert—

“(k) “the 2005 Hague Convention” means the Convention on Choice of Court Agreements concluded on 30th June 2005 at the Hague.”.

Commencement Information

I1 Sch. para. 1 in force at 1.10.2015, see [reg. 1\(1\)](#)

2.—(1) Rule 6.33 (service of the claim form where the permission of the court is not required – out of the United Kingdom)(2) is amended as follows.

(2) After paragraph (2A) insert—

“(2B) The claimant may serve the claim form on the defendant out of the United Kingdom where each claim against the defendant to be served and included in the claim form is a claim which the court has power to determine under the 2005 Hague Convention and the defendant is a party to an exclusive choice of court agreement conferring jurisdiction on that court within the meaning of Article 3 of the 2005 Hague Convention.”.

(3) In paragraph (3) for “or the Lugano Convention or the Judgments Regulation” substitute “, the Lugano Convention, the 2005 Hague Convention, or the Judgments Regulation”.

Commencement Information

I2 Sch. para. 2 in force at 1.10.2015, see [reg. 1\(1\)](#)

^{F1}3.

Textual Amendments

F1 Sch. para. 3 revoked (1.1.2024) by [The Retained EU Law \(Revocation and Reform\) Act 2023 \(Revocation and Sunset Disapplication\) Regulations 2023 \(S.I. 2023/1143\)](#), [reg. 2\(3\)](#), [Sch. 2 Pt. 1](#)

^{F2}4.

Textual Amendments

F2 Sch. para. 4 revoked (1.1.2024) by [The Retained EU Law \(Revocation and Reform\) Act 2023 \(Revocation and Sunset Disapplication\) Regulations 2023 \(S.I. 2023/1143\)](#), [reg. 2\(3\)](#), [Sch. 2 Pt. 1](#)

5. In rule 25.13(2)(a)(ii) (conditions to be satisfied)(3) after ”Lugano Convention” insert “, a State bound by the 2005 Hague Convention”.

(1) Rule 6.31 was substituted by [S.I. 2008/2178](#) and amended by [S.I. 2009/3131](#) and [2014/2948](#).
(2) Rule 6.33 was substituted by [S.I. 2008/2178](#) and amended by [S.I. 2009/3131](#) and [2014/2948](#).
(3) Rule 25.13 was inserted by [S.I. 2000/221](#) and amended by [S.I. 2002/3219](#) and [2009/3131](#).

Changes to legislation: There are currently no known outstanding effects for the The Civil Jurisdiction and Judgments (Hague Convention on Choice of Court Agreements 2005) Regulations 2015. (See end of Document for details)

Commencement Information

I3 Sch. para. 5 in force at 1.10.2015, see [reg. 1\(1\)](#)

6. In rule 74.1(5) (scope of Part 74 and interpretation)(4) at the end insert—

“;

(g) “the 2005 Hague Convention” means the Convention on Choice of Court Agreements concluded on 30th June 2005 at the Hague.”.

Commencement Information

I4 Sch. para. 6 in force at 1.10.2015, see [reg. 1\(1\)](#)

7. In rule 74.3(1) (applications for registration)(5) for subparagraph (c) substitute—

“(c) sections 4 and 4B of the 1982 Act; and”.

Commencement Information

I5 Sch. para. 7 in force at 1.10.2015, see [reg. 1\(1\)](#)

8. In rule 74.4 (evidence in support)(6) after paragraph (5) insert—

“(5A) Written evidence in support of an application under section 4B of the 1982 Act (registration and enforcement of judgments under the 2005 Hague Convention) must also include any other evidence required by Article 13 of the 2005 Hague Convention.”.

Commencement Information

I6 Sch. para. 8 in force at 1.10.2015, see [reg. 1\(1\)](#)

9.—(1) Rule 74.10 (recognition)(7) is amended as follows.

(2) In paragraph (1), for the words “and the Lugano Convention” substitute “; the Lugano Convention and the 2005 Hague Convention”.

(3) In paragraph (2), for “or the Lugano Convention” substitute “the Lugano Convention or the 2005 Hague Convention”.

Commencement Information

I7 Sch. para. 9 in force at 1.10.2015, see [reg. 1\(1\)](#)

10.—(1) In rule 74.11 (authentic instruments and court settlements)(8) in paragraph (b)—

(i) at the end of subparagraph (ii) omit “and”; and

(ii) at the end of subparagraph (iii) insert—

(4) Rule 74.1 was inserted by [S.I.2002/2058](#) and amended by [S.I. 2005/2292](#), [S.I. 2009/3131](#), [S.I. 2014/2948](#) and [S.I. 2014/3299](#).

(5) Rule 74.3 was inserted by [S.I. 2002/2058](#) and amended by [S.I. 2009/3131](#) and [S.I. 2014/2948](#).

(6) Rule 74.4 was inserted by [S.I. 2002/2058](#) and amended by [S.I. 2009/3131](#) and [S.I. 2014/2948](#).

(7) Rule 74.10 was inserted by [S.I. 2002/2058](#), substituted by [S.I. 2009/3131](#) and amended by [S.I. 2014/2948](#).

(8) Rule 74.11 was inserted by [S.I. 2002/2058](#), substituted by [S.I. 2009/3131](#) and amended by [S.I. 2014/2948](#).

Changes to legislation: There are currently no known outstanding effects for the The Civil Jurisdiction and Judgments (Hague Convention on Choice of Court Agreements 2005) Regulations 2015. (See end of Document for details)

“; and

(iv) article 12 of the 2005 Hague Convention.”.

Commencement Information

18 Sch. para. 10 in force at 1.10.2015, see [reg. 1\(1\)](#)

Changes to legislation:

There are currently no known outstanding effects for the The Civil Jurisdiction and Judgments (Hague Convention on Choice of Court Agreements 2005) Regulations 2015.