

ORDINANCE

OF THE STATES OF DELIBERATION

ENTITLED

The Judgments (Reciprocal Enforcement) Ordinance, 1973

*

[CONSOLIDATED TEXT]

NOTE

This consolidated version of the enactment incorporates all amendments listed in the footnote below. However, while it is believed to be accurate and up to date, it is not authoritative and has no legal effect, having been prepared in-house for the assistance of the Law Officers. No warranty is given that the text is free of errors and omissions, and no liability is accepted for any loss arising from its use. The authoritative text of the enactment and of the amending instruments may be obtained from Her Majesty's Greffier, Royal Court House, Guernsey, GY1 2PB.

* Recueil d'Ordonnances Tome XIX, p. 20; as amended by the Judgments (Reciprocal Enforcement) (Amendment) Ordinance, 1975 (Recueil d'Ordonnances Tome XX, p. 129); the Judgments (Reciprocal Enforcement) (Amendment) Ordinance, 1976 (Recueil d'Ordonnances Tome XX, p. 418); the Judgments (Reciprocal Enforcement) (Amendment) Ordinance, 1991 (Recueil d'Ordonnances Tome XXV, p. 346); the Judgments (Reciprocal Enforcement) (Amendment) (No. 2) Ordinance, 1991 (Recueil d'Ordonnances Tome XXV, p. 411); the Judgments (Reciprocal Enforcement) (Amendment) Ordinance, 2009 (No. XLIII of 2009).

Consolidated text

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ARRANGEMENT OF SECTIONS

1. Reciprocating countries.
2. Superior Courts.
3. Citation.
4. Commencement.

SCHEDULE

(Made on the 1st March, 1973.)

The Judgments (Reciprocal Enforcement) Ordinance, 1973

THE STATES, on the representations of the States Advisory and Finance Committee and in exercise of the powers conferred upon them by section three of the Judgments (Reciprocal Enforcement) (Guernsey) Law, 1957^a, hereby order: –

Reciprocating countries.

1. Part II of the Judgments (Reciprocal Enforcement) (Guernsey) Law, 1957 (hereinafter referred to as "**the principal Law**") shall extend to the countries (hereinafter referred to as "**the reciprocating countries**") set out in the first column of the Schedule to this Ordinance.

NOTE

The following case has referred to this Ordinance:

Manches LLP v. Inter Global Financial Ltd (2009) (Unreported, Royal Court, 9th September) (Guernsey Judgment No 41/2009).

Superior Courts.

2. The Courts set out in the second column of the Schedule to this Ordinance shall, for the purposes of Part II of the principal Law, be deemed Superior Courts of the reciprocating countries set out respectively opposite thereto in the first column of that Schedule.

Citation.

3. This Ordinance may be cited as the Judgments (Reciprocal

^a Ordres en Conseil, Vol. XVII, p. 178.

Enforcement) Ordinance, 1973.

Commencement.

4. This Ordinance shall come into force on the first day of May, nineteen hundred and seventy-three.

[SCHEDULE

| The reciprocating countries. | The superior courts. |
|------------------------------|--|
| England and Wales. | [The Supreme Court], [the Senior Courts of England and Wales, excluding the Crown Court]. |
| Isle of Man. | The High Court of Justice of the Isle of Man. |
| Israel. | The Supreme Court, the District Courts, Rabbinical Courts, Moslem Religious Courts, Christian Religious Courts and Druze Religious Courts. |
| [Jersey] | [The Royal Court of Jersey and the Court of Appeal of Jersey.] |
| Kingdom of the Netherlands. | The Hoge Raad der Nederlanden, the Gerechtshoven and the Arrondissementsrechtbanken. |
| Netherlands Antilles. | The Hoge Raad der Nederlanden, the Hof van Justitie der Nederlandse Antillen and the Gerecht in Eerste Aanleg. |
| Northern Ireland. | [The Court of Judicature of Northern Ireland]. |

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|--------------------|--|
| Republic of Italy. | The Corte d'Appello and the Tribunale. |
| Scotland. | The Court of Session and the Sheriff Court. |
| Surinam. | The Hof van Justitie van Suriname, the Kantongerecht in het Eerste Kanton and the Kantongerecht in het Derde Kanton. |

NOTES

The Schedule was substituted by the Judgments (Reciprocal Enforcement) (Amendment) Ordinance, 1991, section 1, with effect from 1st October, 1991.¹

In the Schedule,

the words in the first and second pairs of square brackets in the second column of the entry relating to England and Wales were substituted by the Judgments (Reciprocal Enforcement) (Amendment) Ordinance, 2009, respectively section 1(a)(i) and section 1(a)(ii), with effect from 1st October, 2009;

the words in square brackets in the first pair of square brackets in the first column (the entry for "Jersey") and the third pair of square brackets in the second column were inserted by the Judgments (Reciprocal Enforcement) (Amendment) (No. 2) Ordinance, 1991, section 1, with effect from 1st January, 1992;

the words in the fourth pair of square brackets in the second column were substituted by the Judgments (Reciprocal Enforcement) (Amendment) Ordinance, 2009, section 1(b), with effect from 1st October, 2009.

The following case has referred to the Schedule:

Manches LLP v. Inter Global Financial Ltd (2009) (Unreported, Royal Court, 9th September) (Guernsey Judgment No 41/2009).

¹ Prior to its substitution the Schedule was amended by: the Judgments (Reciprocal Enforcement) (Amendment) Ordinance, 1975, section 1, Schedule, with effect from 4th June, 1975; the Judgments (Reciprocal Enforcement) (Amendment) Ordinance, 1976, section 1, Schedule, with effect from 29th September, 1976.