

Agreement between the EU and the Kingdom of Denmark on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters

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According to Article 3(2) of the Agreement of 19 October 2005 between the European Community and the Kingdom of Denmark on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters (hereafter the Agreement), concluded by Council Decision 2006/325/EC, whenever amendments to Council Regulation (EC) No 44/2001 of 22 December 2000 on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters are adopted, Denmark shall notify the Commission of its decision whether or not to implement the content of such amendments.

Regulation (EU) No 542/2014 of the European Parliament and of the Council amending Regulation (EU) No 1215/2012 as regards the rules to be applied with respect to the Unified Patent Court and the Benelux Court of Justice was adopted on 15 May 2014.

In accordance with Article 3(2) of the Agreement, Denmark has by letter of 2 June 2014 notified the Commission of its decision to implement the contents of Regulation (EU) No 542/2014. This means that the provisions of Regulation (EU) No 542/2014 will be applied to relations between the European Union and Denmark.

In accordance with Article 3(6) of the Agreement, the Danish notification that the content of the amendments has been implemented in Denmark creates mutual obligations between Denmark and the European Union. Thus, Regulation (EU) No 542/2014 constitutes an amendment to the Agreement and is considered annexed thereto.

With reference to Article 3(3) and (4) of the Agreement, implementation of Regulation (EU) No 542/2014 in Denmark can take place administratively. The necessary administrative measures entered into force on 18 June.