



EUROPEAN JUDICIAL NETWORK IN CIVIL AND COMMERCIAL MATTERS

Information to be provided by the court under Article 26(2) of Regulation (EU) No 1215/2012 of the European Parliament and of the Council of 12 December 2012 on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters (recast).

Article 26(2) provides that "in matters referred to in Sections 3, 4 or 5 where the policyholder, the insured, a beneficiary of the insurance contract, the injured party, the consumer or the employee is the defendant, the court shall, before assuming jurisdiction under paragraph 1, ensure that the defendant is informed of his right to contest the jurisdiction of the court and of the consequences of entering or not entering an appearance".

For that purpose, the European Judicial Network in civil and commercial matters established a non-mandatory standard text containing the information which the court could use to fulfil its obligation to provide to the defendant with the information pursuant to Article 26(2) of the Regulation.

You are being sued before the court of a Member State of the European Union under Regulation 1215/2012.

Under Article 26 of this Regulation the court before which a defendant enters an appearance shall - in principle - have jurisdiction even if jurisdiction cannot be derived from other provisions of the Regulation.

This rule, however, does not apply where appearance was entered to contest jurisdiction.

If you are certain that the court has no jurisdiction under the other provisions of the Regulation, you need not respond to the lawsuit in any way. If you have doubts about the issue of jurisdiction, it is advisable that you challenge jurisdiction of the court prior to entering into the subject-matter of the lawsuit.