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Serving documents

Estonia

#### Article 2(1) – Transmitting agencies

Click on the below link to view all competent authorities related to this Article.

Country: Estonia

Instrument: Serving documents

Competence type: Transmitting agencies

More than one court/authority has been found which is competent for this legal instrument based on the information you provided. Below is the list:

#### Harju Maakohtu Tallinna kohtumaja

Justiitsministeerium

Pämu Maakohtu Haapsalu kohtumaja

Pämu Maakohtu Kuressaare kohtumaja

Pämu Maakohtu Paide kohtumaja

Pämu Maakohtu Pärnu kohtumaja

Pämu Maakohtu Rapla kohtumaja

Tartu Maakohtu Jõgeva kohtumaja

Tartu Maakohtu Tartu kohtumaja

Tartu Maakohtu Valga kohtumaja

Tartu Maakohtu Viljandi kohtumaja

Tartu Maakohtu Võru kohtumaja

Tartu Maakohtu Võru kohtumaja

Viru Maakohtu Jõhvi kohtumaja

Viru Maakohtu Narva kohtumaja

Viru Maakohtu Rakvere kohtumaja

#### Article 2(2) – Receiving agencies

Click on the below link to view all competent authorities related to this Article.

Country: Estonia

Instrument: Serving documents

Competence type: Receiving agencies

More than one court/authority has been found which is competent for this legal instrument based on the information you provided. Below is the list:

#### Harju Maakohtu Tallinna kohtumaja

Pämu Maakohtu Haapsalu kohtumaja

Pämu Maakohtu Kuressaare kohtumaja

Pämu Maakohtu Paide kohtumaja

Pämu Maakohtu Pärnu kohtumaja

Pämu Maakohtu Rapla kohtumaja

Tartu Maakohtu Jõgeva kohtumaja

Tartu Maakohtu Tartu kohtumaja

Tartu Maakohtu Valga kohtumaja

Tartu Maakohtu Viljandi kohtumaja

Tartu Maakohtu Võru kohtumaja

Tartu Maakohtu Võru kohtumaja

Viru Maakohtu Jõhvi kohtumaja

Viru Maakohtu Narva kohtumaja

Viru Maakohtu Rakvere kohtumaja

#### Article 2(4)(c) – Means of receipt of documents

The following means of communication are available for receiving documents: post, fax and electronic transmission channels in accordance with the conditions laid down in the Code of Civil Procedure.

#### Article 2(4)(d) – Languages that may be used for the completion of the standard form set out in Annex I

Either Estonian or English may be used.

#### Article 3 – Central body

The central body is the Ministry of Justice.

Suur-Ameerika 1

10122 Tallinn

Estonia

Telephone: +372 620 8183

Fax: +372 620 8109

E-mail: [central.authority@just.ee](mailto:central.authority@just.ee)

<http://www.just.ee>

#### **Article 4 – Transmission of documents**

Under Articles 4(3) and 10(2) of the Regulation, **standard forms completed in either Estonian or English** are accepted in Estonia.

#### **Articles 8(3) and 9(2) – Particular periods set by national law for serving documents**

No such particular period has been laid down in Estonian law.

#### **Article 10 – Certificate of service and copy of the document served**

Under Articles 4(3) and 10(2) of the Regulation, **standard forms completed in either Estonian or English** are accepted in Estonia.

#### **Article 11 – Costs of service**

Generally documents are served without charge.

If procedural documents are served through a bailiff, the fee payable for service of the documents is EUR 30, if it was possible to serve the documents on the addressee or their legal representative:

- 1) via the address or telecommunications data entered in the population register or via the e-mail address: [personal ID code@eesti.ee](mailto:personal ID code@eesti.ee);
- 2) at an address entered in the register of self-employed persons and legal persons maintained in Estonia or via the telecommunications data registered in the information system of that register.

In cases not mentioned above, the fee payable to a bailiff for service of procedural documents is EUR 60. If the person on whom the documents are to be served has the legal obligation to register his or her address or telecommunications data in the population register or in the register of self-employed persons and legal persons maintained in Estonia and the person has not complied with that obligation, including if the data entered in the register are out of date or incorrect for any other reason, and therefore procedural documents could not be served on the basis of those data, EUR 30 of the above-mentioned EUR 60 fee is to be paid, in line with the decision concerning the bailiff's fee, by the person applying for professional services and EUR 30 by the person on whom the documents were to be served.

If a procedural document could not be served although the bailiff did everything necessary and reasonably possible to serve the document in accordance with the procedure provided for by law, the bailiff has the right to demand a fee of EUR 30 by issuing a decision on the bailiff's fee and the instrument of service concerning the steps the bailiff has taken in order to serve the document.

A bailiff may not demand a fee if the bailiff has not done everything necessary and reasonably possible to serve documents in accordance with the procedure provided for by law within the period determined by a court and if it was not possible to serve the procedural documents.

#### **Article 13 – Service by diplomatic or consular agents**

In accordance with Article 13(2) of the Regulation, documents may be served through the diplomatic or consular agents of another Member State which are located in Estonia only if they are to be served on a national of the Member State from which the documents originate.

#### **Article 15 – Direct service**

In Estonia, documents may not be served in the manner laid down in Article 15 of the Regulation.

#### **Article 19 – Defendant not entering an appearance**

An Estonian court may also give a ruling on a case under the conditions laid down in Article 19(2) of the Regulation if no certificate has been received concerning the service of a procedural document on the defendant. In accordance with the third sentence of Article 19(4) of the Regulation, an application for relief may be filed with a court within one year of a ruling being given which ends the proceedings in a case.

#### **Article 20 – Agreements or arrangements to which Member States are parties and which comply with the conditions in Article 20(2)**

The Agreement between Estonia and Poland on Granting Legal Assistance and Legal Relations on Civil, Labour and Criminal Matters;

The Agreement between the Republic of Latvia, the Republic of Estonia and the Republic of Lithuania on Legal Assistance and Legal Relationships.

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