

Prima pagină>Proceduri judiciare>Cauze civile>Care este instanța competentă?

În materie de drept civil, procedurile și acțiunile în curs intentate înainte de încheierea perioadei de tranziție vor continua în temeiul legislației UE. În baza unui acord reciproc între UE și Regatul Unit, Portalul e-justiție va păstra informațiile legate de Regatul Unit până la sfârșitul anului 2024.

Which country's court is responsible?

Gibraltar

1 Should I apply to an ordinary civil court or to a specialised court (for example an employment labour court)?

Most cases involving civil or commercial matters should be initiated in the Supreme Court of Gibraltar. The Supreme Court is divided into various jurisdictions but due to Gibraltar's size, there is only one registry. (The Magistrates Court has a limited jurisdiction in some family matters.)

For some matters relating to employment law, your case can be brought before the Industrial Tribunal. Other specialist tribunals are set up in areas such as mental health, income tax appeals and social security appeals.

Further guidance can be obtained from the Supreme Court Registry, 277 Main Street, Gibraltar, telephone number (+350) 200 75608.

2 Where the ordinary civil courts have jurisdiction (i.e. these are the courts which have responsibility for such cases) how can I find out which one I should apply to?**2.1 Is there a distinction between lower and higher ordinary civil courts (for example district courts as lower courts and regional courts as higher courts) and if so which one is competent for my case?**

Principally it is only the Supreme Court of Gibraltar which deals with civil matters. (The Magistrates Court has a limited jurisdiction in some family matters.)

2.2 Territorial jurisdiction (is the court of city/town A or of city/town B competent for my case?)**2.2.1 The basic rule of territorial jurisdiction**

Due to Gibraltar's size, the issue of internal territorial jurisdiction does not arise.

2.2.2 Exceptions to the basic rule**2.2.2.1 When can I choose between the court in the place where the defendant lives (court determined by the application of the basic rule) and another court?**

There is only one Supreme Court in Gibraltar.

2.2.2.2 When do I have to choose a court other than that in the place where the defendant lives (court determined by the application of the basic rule)?

There is only one Supreme Court in Gibraltar.

2.2.2.3 Can the parties themselves attribute jurisdiction to a court that would not be competent otherwise?

There is only one Supreme Court in Gibraltar.

3 Where specialised courts have jurisdiction how can I find out which one I have to address?

Specialist tribunals are set up by statute. You should obtain advice from a local solicitor or from the Citizens Advice Bureau if you think you can bring a claim in a specialist tribunal.

Last update: 01/04/2019

The national language version of this page is maintained by the respective EJM contact point. The translations have been done by the European Commission service. Possible changes introduced in the original by the competent national authority may not be yet reflected in the translations. Neither the EJM nor the European Commission accept responsibility or liability whatsoever with regard to any information or data contained or referred to in this document. Please refer to the legal notice to see copyright rules for the Member State responsible for this page.