



Foreign Judgments Regulations

Statutory Rules 1992 No. 321 as amended

made under the

Foreign Judgments Act 1991

Consolidated as in force on 5 May 1999

(includes amendments up to SR 1998 No. 16)

Prepared by the Office of Legislative Drafting,
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1 Citation [see Note 1]

These regulations may be cited as the Foreign Judgments Regulations.

2 Interpretation

In these regulations:

Act means the *Foreign Judgments Act 1991*.

Privy Council means the Privy Council of the United Kingdom, and is taken to include the Judicial Committee of the Privy Council.

3 Extension of Part 2 of the Act

Part 2 of the Act extends to each country specified in column 2 of the Schedule.

4 Specified superior courts

For the purposes of the Act, the courts specified in column 3 of an item in the Schedule are taken to be superior courts of the country specified in column 2 of that item.

5 Specified inferior courts

- (1) Part 2 of the Act extends in relation to each District Court of New Zealand.
- (2) Part 2 of the Act extends in relation to the following inferior courts of the United Kingdom:
 - (a) County Courts (England and Wales);
 - (b) County Courts (Northern Ireland);
 - (c) Sheriff Courts (Scotland).

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- (3) Part 2 of the Act extends in relation to the following inferior courts of Canada:
- (a) the Provincial Court of Alberta;
 - (b) the Provincial Court of British Columbia;
 - (c) the Provincial Court of Manitoba.
- (4) Part 2 of the Act extends in relation to the following inferior courts of Switzerland:
- (a) Bezirksgerichte;
 - (b) Erstinstanzliche Gerichte;
 - (c) Arbeitsgerichte;
 - (d) Mietgerichte.
- (5) Part 2 of the Act extends in relation to each District Court of Taiwan, China.

Schedule**Superior Courts**

(regulations 3 and 4)

Column 1 Item No.	Column 2 Country	Column 3 Courts
1	New Zealand	Court of Appeal High Court
1A	Province of Alberta, Canada	Supreme Court of Canada Court of Appeal of Alberta Court of Queen's Bench of Alberta
2	Bahamas, The Commonwealth of the	Court of Appeal Supreme Court
3	Province of British Columbia, Canada	Supreme Court of Canada Court of Appeal of British Columbia Supreme Court of British Columbia
4	British Virgin Islands	Eastern Caribbean Supreme Court
5	Cayman Islands	Grand Court
6	Dominica, Commonwealth of	Eastern Caribbean Supreme Court Court of Appeal High Court of Justice
7	Falkland Islands	Court of Appeal Supreme Court
8	Fiji, Republic of	Supreme Court Court of Appeal High Court
9	France (French Republic)	Cour de Cassation Cours d'Appel Tribunaux de grand instance Tribunaux de commerce Cours d'assise Tribunaux correctionnels

Column 1 Item No.	Column 2 Country	Column 3 Courts
10	Germany, Federal Republic of	Bundesgerichtshof Oberlandesgerichte Bayerische Oberste Landesgericht Landgerichte
11	Gibraltar	Court of Appeal Supreme Court
12	Grenada	Supreme Court (consisting of the: Court of Appeal; High Court)
13	Hong Kong Special Administrative Region of the People's Republic of China, The	Court of Final Appeal High Court (consisting of the: Court of Appeal; Court of First Instance)
14	Israel, State of	Supreme Court District Courts Moslem Religious Courts Druze Religious Courts
15	Italy (Italian Republic)	Corte Suprema di Cassazione Corte di Assise Corte d'Appello Tribunale
16	Japan	Supreme Court High Courts District Courts Family Courts
16A	Malawi	High Court Supreme Court
17	Province of Manitoba, Canada	Court of the Queen's Bench of Manitoba
18	Montserrat	Privy Council Eastern Caribbean Court of Appeal High Court of Montserrat
19	Papua New Guinea	Supreme Court of Justice National Court of Justice

Column 1 Item No.	Column 2 Country	Column 3 Courts
19A	Poland, Republic of	Supreme Court Commercial Courts Courts of Appeal Provincial Courts
20	St Helena	Supreme Court
21	St Kitts and Nevis, Federation of	Privy Council Eastern Caribbean Court of Appeal High Court (Saint Christopher Circuit) High Court (Nevis Circuit)
22	St Vincent and the Grenadines	Eastern Caribbean Supreme Court (consisting of the: Court of Appeal, High Court)
23	Seychelles, Republic of	Court of Appeal Supreme Court
24	Singapore, Republic of	Privy Council: in respect of orders made on appeals from the Singapore Supreme Court and filed with the Court of Appeal of Singapore Supreme Court of Singapore (consisting of the: Court of Appeal; High Court)
25	Solomon Islands	Court of Appeal High Court
25A	Sri Lanka	Supreme Court Court of Appeal High Court District Court
25AA	Switzerland	Bundesgericht Kantonale Obere Gerichte Handelsgerichte
25AB	Taiwan, China	Supreme Court High Courts
25B	Tonga	Court of Appeal

Column 1 Item No.	Column 2 Country	Column 3 Courts
26	Tuvalu	Supreme Court Court of Appeal High Court
27	United Kingdom, The	House of Lords Supreme Court of England and Wales Supreme Court of Judicature of Northern Ireland Court of Session
28	Western Samoa	Court of Appeal Supreme Court of Western Samoa

Note The Eastern Caribbean Supreme Court is constituted by Statutory Instrument 1967 No. 223, as amended by Statutory Instrument 1983 No. 1108, of the United Kingdom. The Court is differently described in the usage of the countries mentioned in the Schedule in relation to which it is listed as a superior court. The description used by each of those countries is set out in column 3 of the relevant item in the Schedule.

Notes to the Foreign Judgments Regulations

Note 1

The Foreign Judgments Regulations (in force under the *Foreign Judgments Act 1991*) as shown in this reprint comprise Statutory Rules 1992 No. 321 amended as indicated in the Tables below.

Table of Statutory Rules

Year and number	Date of notification in <i>Gazette</i>	Date of commencement	Application, saving or transitional provisions
1992 No. 321	16 Oct 1992	16 Oct 1992	
1993 No. 143	25 June 1993	25 June 1993	—
1994 No. 283	23 Aug 1994	1 Sept 1994	—
1995 No. 35	14 Mar 1995	14 Mar 1995	—
1996 No. 145	5 July 1996	5 July 1996	—
1997 No. 205	13 Aug 1997	13 Aug 1997	—
1998 No. 16	25 Feb 1998	25 Feb 1998	—

Table of Amendments

ad. = added or inserted am. = amended rep. = repealed rs. = repealed and substituted

Provision affected	How affected
R. 2	rs. 1993 No. 143
R. 5	am. 1994 No. 283; 1995 No. 35; 1996 No. 145; 1998 No. 16
Schedule.....	am. 1993 No. 143; 1995 No. 35; 1996 No. 145; 1997 No. 205; 1998 No. 16