
STATUTORY INSTRUMENTS

2019 No. 519

**The Jurisdiction and Judgments (Family)
(Amendment etc.) (EU Exit) Regulations 2019**

Part 4

Saving and transitional provisions

Saving and transitional provisions

- 8.—**(1) The amendments and revocations made by these Regulations do not apply in relation to—
- (a) proceedings before a court in a Member State seized before exit day in reliance upon—
 - (i) the provisions of Chapter II (jurisdiction) of Council Regulation No. 2201/2003, or
 - (ii) the provisions of Chapter II (jurisdiction) of Council Regulation No. 4/2009;
 - (b) proceedings before a court seized in reliance upon a choice of court agreement, whether made before or after exit day, in accordance with Article 4 of Council Regulation No. 4/2009;
 - (c) payments of maintenance which fall due before exit day or applications, requests for assistance or specific measures, where the application or request is received by the relevant Central Authority or where the relevant competent authority is seized before exit day, in accordance with—
 - (i) Chapter III (recognition and enforcement) or Chapter IV (cooperation between Central Authorities in matters of parental responsibility) of Council Regulation No. 2201/2003, or
 - (ii) Chapter IV (recognition and enforcement), Chapter VI (court settlements and authentic instruments), Chapter VII (cooperation between Central Authorities) or Chapter VIII (public bodies) of Council Regulation (EC) No. 4/2009.
- (2) For the purposes of this regulation, a court is seized—
- (a) at the time when the document instituting the proceedings or an equivalent document is lodged with the court, provided that the applicant has not subsequently failed to take the steps the applicant was required to take to have service effected on the respondent; or
 - (b) if the document has to be served before being lodged with the court, at the time when it is received by the authority responsible for service, provided that the applicant has not subsequently failed to take the steps the applicant was required to take to have the document lodged with the court.
- (3) For the purposes of paragraph (1), references to “Member State” in Council Regulation No. 2201/2003 and Council Regulation No. 4/2009 and any implementing legislation are to be read as including the United Kingdom.