

Changes to legislation: Civil Jurisdiction and Judgments Act 1982, SCHEDULE 9 is up to date with all changes known to be in force on or before 12 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 9

Section 21.

PROCEEDINGS EXCLUDED FROM SCHEDULE 8

- 1 Proceedings concerning the status or legal capacity of natural persons (including proceedings for separation) other than proceedings which consist solely of proceedings^{F1} . . . of affiliation and aliment.

Textual Amendments

F1 Words repealed (S.) by Family Law (Scotland) Act 1985 (c. 37, SIF 49:3), s. 28(2), **Sch. 2**

- 2 Proceedings for regulating the custody of children.
- [^{F2A} Proceedings relating to parental responsibilities within the meaning of section 1(3) of the Children (Scotland) Act 1995 or parental rights within the meaning of section 2(4) of that Act.]

Textual Amendments

F2 **Sch. 9 para. 2A** inserted (1.11.1996) by 1995 c. 36, s. 105(4), **Sch. 4 para. 17(b)** (with s. 103(1)); S.I. 1996/2203, art. 3(3), **Sch.**

- 3 Proceedings relating to [^{F3}guardianship of children] and all proceedings relating to the management of the affairs of persons who are incapable of managing their own affairs.

Textual Amendments

F3 Words in **Sch. 9 para. 3** substituted (S.) by Age of Legal Capacity (Scotland) Act 1991 (c. 50, SIF 49:8), s. 10(1), **Sch. 1 para.38** (with s. 1(3))

- 4 Proceedings in respect of sequestration in bankruptcy; or the winding up of a company or other legal person; or proceedings in respect of a judicial arrangement or judicial composition with creditors.
- 5 Proceedings relating to a company where, by any enactment, jurisdiction in respect of those proceedings is conferred on the court having jurisdiction to wind it up.
- 6 Admiralty [^{F4}actions] in so far as the jurisdiction is based on arrestment *in rem* or *ad fundandam jurisdictionem* of a ship, cargo or freight.

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Textual Amendments

- F4** Word in [Sch. 5 para. 6](#) substituted (S.) (1.7.2010) by [Bankruptcy and Diligence etc. \(Scotland\) Act 2007 \(asp 3\)](#) ss. 213, 227, {[Sch. 4 para. 5\(2\)](#)} (with s. 223); [S.S.I. 2010/249](#), [art. 2](#) (with [art. 3](#))

- 7 Commissary proceedings.
- 8 Proceedings for the rectification of the register of aircraft mortgages kept by the Civil Aviation Authority.
- 9 Proceedings under section 7(3) of the ^{M1}Civil Aviation (Eurocontrol) Act 1962 (recovery of charges for air navigation services and proceedings for damages against Eurocontrol).

Marginal Citations

- M1** [1962 c. 8](#).

- 10 Proceedings brought in pursuance of an order under [^{F5}section 11 of the Petroleum Act 1998].

Textual Amendments

- F5** Words in [Sch. 9 para. 10](#) substituted (15.2.1999) by [1998 c. 17](#), ss. 50, 52(4), [Sch. 4 para. 17\(b\)](#) (with [Sch. 3 para. 5\(1\)](#)); [S.I. 1999/161](#), [art. 2\(1\)](#)

- 11 Proceedings under section 6 of the ^{M2}Protection of Trading Interests Act 1980 (recovery of sums paid or obtained pursuant to a judgment for multiple damages).

Marginal Citations

- M2** [1980 c. 11](#).

- 12 Appeals from or review of decisions of tribunals.
- 13 Proceedings which are not in substance proceedings in which a decree against any person is sought.
- 14 Proceedings brought in any court in pursuance of—
- (a) any statutory provision which, in the case of any convention to which [^{F6}the United Kingdom is or may become a party and which governs jurisdiction or recognition and enforcement of judgments in relation to a particular matter], implements the convention; and
 - (b) any rule of law so far as it has the effect of implementing any such convention.

Textual Amendments

- F6** Words in [Sch. 9 para. 14](#) substituted (31.12.2020) by [The Civil Jurisdiction and Judgments \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/479\)](#), regs. 1(1), [62](#) (with [regs. 92-95](#)) (as amended by [S.I. 2020/1493](#), [regs. 1\(1\), 5\(2\)-\(5\)](#)); [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act applied (with modifications) by [S.I. 2018/1125 reg. 8](#) (This amendment not applied to [legislation.gov.uk](#). S.I. 2018/1125, reg. 8 omitted (31.12.2020) by virtue of Private International Law (Implementation of Agreements) Act 2020 (c. 24), s. 4(3), Sch. 5 para. 4(4))

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Sch. 8 rule 2(g) words substituted by [2024 asp 2 Sch. 1 para. 15](#)