

Regulation (EU) No 606/2013 of the European Parliament and of the Council of 12 June 2013 on mutual recognition of protection measures in civil matters

CHAPTER I

SUBJECT MATTER, SCOPE AND DEFINITIONS

Article 1 **E+W+N.I.**

Subject matter

This Regulation [^{F1}, in England and Wales or Northern Ireland,] establishes rules for a simple and rapid mechanism for the recognition of protection measures ordered in a [^{F2}participating Member State] in civil matters.

Extent Information

- E1** This version of this provision extends to England and Wales and Northern Ireland only; a separate version has been created for Scotland only

Textual Amendments

- F1** Words in Art. 1 inserted (E.W.N.I.) (31.12.2020) by [The Mutual Recognition of Protection Measures in Civil Matters \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/493\)](#), regs. 1(1), **5(2)(a)** (with reg. 1A) (as inserted by S.I. 2020/1493, regs. 1(1), 6(2)); 2020 c. 1, Sch. 5 para. 1(1)
- F2** Words in Art. 1 substituted (E.W.N.I.) (31.12.2020) by [The Mutual Recognition of Protection Measures in Civil Matters \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/493\)](#), regs. 1(1), **5(2)(b)** (with reg. 1A) (as inserted by S.I. 2020/1493, regs. 1(1), 6(2)); 2020 c. 1, Sch. 5 para. 1(1)

Article 1 **S**

Subject matter

This Regulation [^{F12}, in Scotland,] establishes rules for a simple and rapid mechanism for the recognition of protection measures ordered in a [^{F13}participating] Member State in civil matters.

Extent Information

- E4** This version of this provision extends to Scotland only; a separate version has been created for England and Wales and Northern Ireland only

Textual Amendments

- F12** Words in Art. 1 inserted (S.) (1.12.2022) by [The Civil Protection Measures, European Protection Order and Victims' Rights \(EU Exit\) \(Scotland\) \(Amendment Etc.\) Regulations 2022 \(S.S.I. 2022/249\)](#), regs. 1(1), **2(2)(a)**
- F13** Word in Art. 1 inserted (S.) (1.12.2022) by [The Civil Protection Measures, European Protection Order and Victims' Rights \(EU Exit\) \(Scotland\) \(Amendment Etc.\) Regulations 2022 \(S.S.I. 2022/249\)](#), regs. 1(1), **2(2)(b)**

Status: Point in time view as at 01/12/2022.

Changes to legislation: There are currently no known outstanding effects for the Regulation (EU) No 606/2013 of the European Parliament and of the Council, CHAPTER I. (See end of Document for details)

Article 2 E+W+N.I.

Scope

[F31 This Regulation applies where the recognition or enforcement of a protection measure in civil matters ordered by an issuing authority is sought in England and Wales or Northern Ireland.]

F42

3 This Regulation [F5 as it has effect in EU law or as it has effect in the law of England and Wales and Northern Ireland] shall not apply to protection measures falling within the scope of Regulation (EC) No 2201/2003.

Extent Information

E2 This version of this provision extends to England and Wales and Northern Ireland only; a separate version has been created for Scotland only

Textual Amendments

F3 Art. 2(1) substituted (E.W.N.I.) (31.12.2020) by The Mutual Recognition of Protection Measures in Civil Matters (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/493), regs. 1(1), 5(3)(a) (with reg. 1A) (as inserted by S.I. 2020/1493, regs. 1(1), 6(2)); 2020 c. 1, Sch. 5 para. 1(1)

F4 Art. 2(2) omitted (E.W.N.I.) (31.12.2020) by virtue of The Mutual Recognition of Protection Measures in Civil Matters (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/493), regs. 1(1), 5(3)(b) (with reg. 1A) (as inserted by S.I. 2020/1493, regs. 1(1), 6(2)); 2020 c. 1, Sch. 5 para. 1(1)

F5 Words in Art. 2(3) inserted (E.W.N.I.) (31.12.2020) by The Mutual Recognition of Protection Measures in Civil Matters (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/493), regs. 1(1), 5(3)(c) (with reg. 1A) (as inserted by S.I. 2020/1493, regs. 1(1), 6(2)); 2020 c. 1, Sch. 5 para. 1(1)

Article 2 S

Scope

[F141 This Regulation applies where the recognition or enforcement of a protection measure in civil matters ordered by an issuing authority is sought in Scotland.]

F152

3 This Regulation [F16 as it has effect in EU law or as it has effect in the law of Scotland] shall not apply to protection measures falling within the scope of Regulation (EC) No 2201/2003.

Extent Information

E5 This version of this provision extends to Scotland only; a separate version has been created for England and Wales and Northern Ireland only

Status: Point in time view as at 01/12/2022.

Changes to legislation: There are currently no known outstanding effects for the Regulation (EU) No 606/2013 of the European Parliament and of the Council, CHAPTER I. (See end of Document for details)

Textual Amendments

- F14** Art. 2(1) substituted (S.) (1.12.2022) by The Civil Protection Measures, European Protection Order and Victims' Rights (EU Exit) (Scotland) (Amendment Etc.) Regulations 2022 (S.S.I. 2022/249), regs. 1(1), **2(3)(a)**
- F15** Art. 2(2) omitted (S.) (1.12.2022) by virtue of The Civil Protection Measures, European Protection Order and Victims' Rights (EU Exit) (Scotland) (Amendment Etc.) Regulations 2022 (S.S.I. 2022/249), regs. 1(1), **2(3)(b)**
- F16** Words in Art. 2(3) inserted (S.) (1.12.2022) by The Civil Protection Measures, European Protection Order and Victims' Rights (EU Exit) (Scotland) (Amendment Etc.) Regulations 2022 (S.S.I. 2022/249), regs. 1(1), **2(3)(c)**

Article 3 **E+W+N.I.**

Definitions

For the purposes of this Regulation, the following definitions shall apply:

- (1) 'protection measure' means any decision, whatever it may be called, ordered by the issuing authority of [^{F6}a participating Member State] in accordance with its national law and imposing one or more of the following obligations on the person causing the risk with a view to protecting another person, when the latter person's physical or psychological integrity may be at risk:
 - (a) a prohibition or regulation on entering the place where the protected person resides, works, or regularly visits or stays;
 - (b) a prohibition or regulation of contact, in any form, with the protected person, including by telephone, electronic or ordinary mail, fax or any other means;
 - (c) a prohibition or regulation on approaching the protected person closer than a prescribed distance;
- (2) 'protected person' means a natural person who is the object of the protection afforded by a protection measure;
- (3) 'person causing the risk' means a natural person on whom one or more of the obligations referred to in point (1) have been imposed;
- (4) 'issuing authority' means any judicial authority, or any other authority designated by [^{F7}a participating Member State] as having competence in the matters falling within the scope of [^{F8}the MRP Regulation], provided that such other authority offers guarantees to the parties with regard to impartiality, and that its decisions in relation to the protection measure may, under the law of [^{F9}the participating Member State] in which it operates, be made subject to review by a judicial authority and have similar force and effects to those of a decision of a judicial authority on the same matter;
- (5) [^{F10}'participating Member State' means a Member State other than Denmark;
- (5A) "MRP Regulation" means Regulation (EU) 606/2013 of the European Parliament and of the Council of 12 June 2013 on mutual recognition of protection measures in civil matters as it has effect in EU law;
- (5B) "the competent court", in relation to the recognition or enforcement of a protection measure—

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- (a) in England and Wales, means the family court, the county court or the High Court;
- (b) in Northern Ireland, means a county court or the High Court;]
- (6) ^{F11}

Extent Information

- E3** This version of this provision extends to England and Wales and Northern Ireland only; a separate version has been created for Scotland only

Textual Amendments

- F6** Words in [Art. 3\(1\)](#) substituted (E.W.N.I.) (31.12.2020) by [The Mutual Recognition of Protection Measures in Civil Matters \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/493\)](#), regs. 1(1), **5(4)(a)** (with [reg. 1A](#)) (as inserted by [S.I. 2020/1493](#), regs. 1(1), 6(2)); 2020 c. 1, Sch. 5 para. 1(1)
- F7** Words in [Art. 3\(4\)](#) substituted (E.W.N.I.) (31.12.2020) by [The Mutual Recognition of Protection Measures in Civil Matters \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/493\)](#), regs. 1(1), **5(4)(b)(i)** (with [reg. 1A](#)) (as inserted by [S.I. 2020/1493](#), regs. 1(1), 6(2)); 2020 c. 1, Sch. 5 para. 1(1)
- F8** Words in [Art. 3\(4\)](#) substituted (E.W.N.I.) (31.12.2020) by [The Mutual Recognition of Protection Measures in Civil Matters \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/493\)](#), regs. 1(1), **5(4)(b)(ii)** (with [reg. 1A](#)) (as inserted by [S.I. 2020/1493](#), regs. 1(1), 6(2)); 2020 c. 1, Sch. 5 para. 1(1)
- F9** Words in [Art. 3\(4\)](#) substituted (E.W.N.I.) (31.12.2020) by [The Mutual Recognition of Protection Measures in Civil Matters \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/493\)](#), regs. 1(1), **5(4)(b)(iii)** (with [reg. 1A](#)) (as inserted by [S.I. 2020/1493](#), regs. 1(1), 6(2)); 2020 c. 1, Sch. 5 para. 1(1)
- F10** [Art. 3\(5\)-\(5B\)](#) substituted for [Art. 3\(5\)](#) (E.W.N.I.) (31.12.2020) by [The Mutual Recognition of Protection Measures in Civil Matters \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/493\)](#), regs. 1(1), **5(4)(c)** (with [reg. 1A](#)) (as inserted by [S.I. 2020/1493](#), regs. 1(1), 6(2)); 2020 c. 1, Sch. 5 para. 1(1)
- F11** [Art. 3\(6\)](#) omitted (E.W.N.I.) (31.12.2020) by virtue of [The Mutual Recognition of Protection Measures in Civil Matters \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/493\)](#), regs. 1(1), **5(4)(d)** (with [reg. 1A](#)) (as inserted by [S.I. 2020/1493](#), regs. 1(1), 6(2)); 2020 c. 1, Sch. 5 para. 1(1)

Article 3 S

Definitions

For the purposes of this Regulation, the following definitions shall apply:

- (1) ‘protection measure’ means any decision, whatever it may be called, ordered by the issuing authority of [^{F17}a participating Member State] in accordance with its national law and imposing one or more of the following obligations on the person causing the risk with a view to protecting another person, when the latter person’s physical or psychological integrity may be at risk:
- (a) a prohibition or regulation on entering the place where the protected person resides, works, or regularly visits or stays;
- (b) a prohibition or regulation of contact, in any form, with the protected person, including by telephone, electronic or ordinary mail, fax or any other means;
- (c) a prohibition or regulation on approaching the protected person closer than a prescribed distance;

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Changes to legislation: There are currently no known outstanding effects for the Regulation (EU) No 606/2013 of the European Parliament and of the Council, CHAPTER I. (See end of Document for details)

- (2) ‘protected person’ means a natural person who is the object of the protection afforded by a protection measure;
- (3) ‘person causing the risk’ means a natural person on whom one or more of the obligations referred to in point (1) have been imposed;
- (4) ‘issuing authority’ means any judicial authority, or any other authority designated by a ^{F18}participating Member State as having competence in the matters falling within the scope of ^{F19}the MRP Regulation], provided that such other authority offers guarantees to the parties with regard to impartiality, and that its decisions in relation to the protection measure may, under the law of the ^{F18}participating Member State in which it operates, be made subject to review by a judicial authority and have similar force and effects to those of a decision of a judicial authority on the same matter;
- (5) ^{F20}“participating Member State” means a Member State other than Denmark;
- (5A) “MRP Regulation” means Regulation (EU) 606/2013 of the European Parliament and of the Council of 12 June 2013 on mutual recognition of protection measures in civil matters as it has effect in EU law;
- (5B) “the competent court”, in relation to the recognition and enforcement of a protection measure means—
- (a) the Court of Session, or
- (b) the sheriff court.]
- (6) ^{F21}

Extent Information

- E6** This version of this provision extends to Scotland only; a separate version has been created for England and Wales and Northern Ireland only

Textual Amendments

- F17** Words in Art. 3(1) substituted (S.) (1.12.2022) by [The Civil Protection Measures, European Protection Order and Victims’ Rights \(EU Exit\) \(Scotland\) \(Amendment Etc.\) Regulations 2022 \(S.S.I. 2022/249\)](#), regs. 1(1), [2\(4\)\(a\)](#)
- F18** Word in Art. 3(4) inserted (S.) (1.12.2022) by [The Civil Protection Measures, European Protection Order and Victims’ Rights \(EU Exit\) \(Scotland\) \(Amendment Etc.\) Regulations 2022 \(S.S.I. 2022/249\)](#), regs. 1(1), [2\(4\)\(b\)\(i\)](#)
- F19** Words in Art. 3(4) substituted (S.) (1.12.2022) by [The Civil Protection Measures, European Protection Order and Victims’ Rights \(EU Exit\) \(Scotland\) \(Amendment Etc.\) Regulations 2022 \(S.S.I. 2022/249\)](#), regs. 1(1), [2\(4\)\(b\)\(ii\)](#)
- F20** Art. 3(5)–(5B) substituted for Art. 3(5) (S.) (1.12.2022) by [The Civil Protection Measures, European Protection Order and Victims’ Rights \(EU Exit\) \(Scotland\) \(Amendment Etc.\) Regulations 2022 \(S.S.I. 2022/249\)](#), regs. 1(1), [2\(4\)\(c\)](#)
- F21** Art. 3(6) omitted (S.) (1.12.2022) by virtue of [The Civil Protection Measures, European Protection Order and Victims’ Rights \(EU Exit\) \(Scotland\) \(Amendment Etc.\) Regulations 2022 \(S.S.I. 2022/249\)](#), regs. 1(1), [2\(4\)\(d\)](#)

Status:

Point in time view as at 01/12/2022.

Changes to legislation:

There are currently no known outstanding effects for the Regulation (EU) No 606/2013 of the European Parliament and of the Council, CHAPTER I.