
STATUTORY INSTRUMENTS

1985 No. 754

The Foreign Limitation Periods (Northern Ireland) Order 1985

Exceptions to Article 3

4.—(1) In any case in which the application of Article 3 would to any extent conflict (whether under paragraph (2) or otherwise) with public policy, that Article shall not apply to the extent that its application would so conflict.

(2) The application of Article 3 in relation to any action or proceedings shall conflict with public policy to the extent that its application would cause undue hardship to a person who is, or might be made, a party to the action or proceedings.

(3) Where, under a law applicable by virtue of Article 3(1)(a) for the purposes of any action or proceedings, a limitation period is or may be extended or interrupted in respect of the absence of a party to the action or proceedings from any specified jurisdiction or country, so much of that law as provides for the extension or interruption shall be disregarded for those purposes.

(4) In the Limitation (Enemies and War Prisoners) Act 1945 (which in relation to cases involving enemy aliens and war prisoners extends certain limitation periods), in section 5 (meaning of expression “statute of limitation” in the application of the Act to Northern Ireland), after the word “means” there shall be inserted “ (a) ” and after the words “required to be brought” there shall be added the words

“and—

- (b) in a case to which Article 3(1) of the Foreign Limitation Periods (Northern Ireland) Order 1985 applies, so much of the law of any country outside Northern Ireland as applies by virtue of that Order;” .

Changes to legislation:

There are currently no known outstanding effects for the The Foreign Limitation Periods (Northern Ireland) Order 1985, Section 4.