
SCOTTISH STATUTORY INSTRUMENTS

2010 No. 205

**Act of Sederunt (Rules of the Court of Session
Amendment No. 4) (Miscellaneous) 2010**

European Enforcement Orders

- 7.—(1) The Rules are amended in accordance with the following subparagraphs.
- (2) In rule 62.2 (certificate of currency conversion)—
- (a) in paragraph (1), for “Where” substitute “Subject to paragraph (4), where”;
- (b) after paragraph (3) insert—
- “(4) This rule does not apply in relation to an application for registration of a judgment, court settlement or authentic instrument on uncontested claims certified as a European Enforcement Order under the Regulation, as defined in rule 62.81(1).”.
- (3) In rule 62.81(1) (interpretation and application of Part XII of Chapter 62), after the definition of “judgment” insert—
- ““Member State of origin” has the same meaning as in Article 4(4) of the Regulation.”.
- (4) In rule 62.88(1) (registration for enforcement)(1), for subparagraph (d) substitute—
- “(d) where the European Enforcement Order is expressed in a currency other than sterling, a certificate issued by a competent authority of a Member State of origin of the sterling equivalent of—
- (i) the principal sum,
- (ii) interest, and
- (iii) expenses,
- contained in the judgment, court settlement or authentic instrument, as the case may be, at the rate of exchange prevailing at a date specified under the law of the Member State of origin for obtaining currency conversion in judicial matters.”.