

Council Regulation (EC) No 2201/2003 of 27 November 2003 concerning jurisdiction and the recognition and enforcement of judgments in matrimonial matters and the matters of parental responsibility, repealing Regulation (EC) No 1347/2000

CHAPTER II

JURISDICTION

SECTION 2

Parental responsibility

Article 13

Jurisdiction based on the child's presence

1 Where a child's habitual residence cannot be established and jurisdiction cannot be determined on the basis of Article 12, the courts of the Member State where the child is present shall have jurisdiction.

2 Paragraph 1 shall also apply to refugee children or children internationally displaced because of disturbances occurring in their country.

Changes to legislation:

There are outstanding changes not yet made to Council Regulation (EC) No 2201/2003. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- [Regulations revoked by S.S.I. 2019/104 reg. 3](#)
- [Regulation revoked by S.I. 2019/519 reg. 3](#)