
SCOTTISH STATUTORY INSTRUMENTS

2005 No. 523

**Act of Sederunt (Sheriff Court European
Enforcement Order Rules) 2005**

Citation, commencement and interpretation

1.—(1) This Act of Sederunt may be cited as the Act of Sederunt (Sheriff Court European Enforcement Order Rules) 2005 and shall come into force on 21st October 2005.

(2) This Act of Sederunt shall be inserted in the Books of Sederunt.

(3) In this Act of Sederunt—

“authentic instrument” has the meaning assigned in Article 4(3) of the Regulation;

“Council Regulation (EC) No. 44/2001” means Council Regulation (EC) No. 44/2001 of 22 December 2000 on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters⁽¹⁾;

“court of origin” has the meaning assigned in Article 4(6) of the Regulation;

“court settlement” means a settlement where the debtor has expressly agreed to a claim within the meaning of Article 4(2) of the Regulation by admission or by means of a settlement which has been approved by a court or concluded before a court in the course of proceedings; and

“judgment” has the meaning assigned by Article 4(1) of the Regulation; and

“the Regulation” means Regulation (EC) No. 805/2004 of the European Parliament and of the Council of 21 April 2004 creating a European Enforcement Order for uncontested claims⁽²⁾.

(4) Any reference in this Act of Sederunt to a numbered form shall, unless the context otherwise requires, be construed as a reference to the form so numbered in the Schedule to this Act of Sederunt and includes a form substantially to the same effect with such variation as circumstances may require.

(1) O.J. No. L 012, 16.01.01, p.1.

(2) O.J. No. L 143, 30.04.04, p.15.