

Changes to legislation: Civil Jurisdiction and Judgments Act 1982, SCHEDULE 5 is up to date with all changes known to be in force on or before 27 February 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 5

Section 17.

PROCEEDINGS EXCLUDED FROM SECTION 4

Proceedings under the Companies Acts

- 1 Proceedings for the winding up of a company under the [^{F1}Insolvency Act 1986] or the [^{F2} Insolvency (Northern Ireland) Order 1989], or proceedings relating to a company as respects which jurisdiction is conferred on the court having winding up jurisdiction under either of those Acts.

Textual Amendments

- F1** Words substituted by virtue of Companies Consolidation (Consequential Provisions) Act 1985 (c. 9, SIF 27), s. 30, **Sch. 2** and Insolvency Act 1986 (c. 45, SIF 66), s. 439(2), **Sch. 14**
- F2** Sch. 5: words in para. 1 substituted (1.10.1991) by S.I. 1989/2405, (N.I. 19) arts. 1(2), 381, Sch. 9 Pt. II para. 32; SR 1991/411, art.2

Patents, trade marks, designs and similar rights

- 2 Proceedings concerned with the registration or validity of patents, trade marks, designs or other similar rights required to be deposited or registered.

Modifications etc. (not altering text)

- C1** Sch. 5 para. 2 extended by Patents, Designs and Marks Act 1986 (c. 39, SIF 67A), s. 2, **Sch. 2 Pt. I para. 1(2)(j)**
Sch. 5 para. 2 amended (31.10.1994) by 1994 c. 26, s. 106(1), **Sch. 4 para. 1(2)**; S.I. 1994/2550, **art. 2**

Protection of Trading Interests Act 1980

- 3 Proceedings under section 6 of the ^{M1}Protection of Trading Interests Act 1980 (recovery of sums paid or obtained pursuant to a judgment for multiple damages).

Marginal Citations

- M1** 1980 c. 11.

Appeals etc. from tribunals

- 4 Proceedings on appeal from, or for review of, decisions of tribunals.

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Maintenance and similar payments to local and other public authorities

5 ^{F3}

Textual Amendments

F3 Sch. 5 para. 5 repealed (18.6.2011) by [The Civil Jurisdiction and Judgments \(Maintenance\) Regulations 2011 \(S.I. 2011/1484\)](#), [Sch. 4 para. 12](#)

Proceedings under certain conventions, etc.

- 6 Proceedings brought in any court in pursuance of—
- (a) any statutory provision which, in the case of any convention to which [^{F4}the United Kingdom is or may become a party and which governs jurisdiction or recognition and enforcement of judgments in relation to a particular matter], implements the convention or makes provision with respect to jurisdiction in any field to which the convention relates; and
 - (b) any rule of law so far as it has the effect of implementing any such convention.

Textual Amendments

F4 Words in [Sch. 5 para. 6](#) substituted (31.12.2020) by [The Civil Jurisdiction and Judgments \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/479\)](#), regs. 1(1), **60** (with regs. 92-95) (as amended by [S.I. 2020/1493](#), regs. 1(1), 5(2)-(5)); 2020 c. 1, [Sch. 5 para. 1\(1\)](#)

Certain Admiralty proceedings in Scotland

- 7 Proceedings in Scotland in an [^{F5}admiralty action] where the jurisdiction of the Court of Session or, as the case may be, of the sheriff is based on arrestment *in rem* or *ad fundam jurisdictionem* of a ship, cargo or freight.

Textual Amendments

F5 Words in [Sch. 5 para. 7](#) substituted (S.) (1.7.2010) by [Bankruptcy and Diligence etc. \(Scotland\) Act 2007 \(asp 3\)](#) ss. 213, 227, {[Sch. 4 para. 5\(1\)](#)} (with s. 223); [S.S.I. 2010/249](#), [art. 2](#) (with [art. 3](#))

Register of aircraft mortgages

- 8 Proceedings for the rectification of the register of aircraft mortgages kept by the Civil Aviation Authority.

Continental Shelf Act 1964

- 9 Proceedings brought in any court in pursuance of an order under [^{F6}section 11 of the Petroleum Act 1998].

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Textual Amendments

- F6** Words in Sch. 5 para. 9 substituted (15.2.1999) by 1998 c. 17, ss. 50, **Sch. 4 para. 17(a)** (with Sch. 3 para. 5(1)); S.I. 1999/161, **art. 2**

[^{F7} Financial Services Act 1986

Textual Amendments

- F7** Sch. 5 para. 10, which was inserted by Financial Services Act 1986 (c. 60, SIF 69), **s. 188(2)**, substituted by Companies Act 1989 (c. 40, SIF 27), **ss. 200(2), 213(2)**

- 10 Proceedings such as are mentioned in [^{F8}section 415 of the Financial Services and Markets Act 2000.]

Textual Amendments

- F8** Words in Sch. 5 para. 10 substituted (3.9.2001) by 2000 c. 8, s. 432(1), **Sch. 20 para. 3**; S.I. 2001/2632, **art. 2, Sch. Pt. II**

[^{F9} Proceedings by third parties against insurers

Textual Amendments

- F9** Sch. 5 para. 11 and heading inserted (1.8.2016) by Third Parties (Rights against Insurers) Act 2010 (c. 10), **ss. 13(3), 21(2)**; S.I. 2016/550, **art. 2**

- 11 Proceedings under the Third Parties (Rights against Insurers) Act 2010.]

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act applied (with modifications) by [S.I. 2018/1125 reg. 8](#) (This amendment not applied to [legislation.gov.uk](#). S.I. 2018/1125, reg. 8 omitted (31.12.2020) by virtue of Private International Law (Implementation of Agreements) Act 2020 (c. 24), s. 4(3), Sch. 5 para. 4(4))

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Sch. 8 rule 2(g) words substituted by [2024 asp 2 Sch. 1 para. 15](#)