



Cross-border service of documents – practical aspects and case law

**Urška Kežmah, District court
Maribor, Slovenia**

Cross-border service of documents



- Common denominator = addressee is located abroad

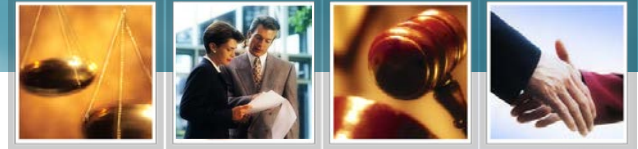


Different systems of cross-border service



- diplomatic channels
- international (bilateral / multilateral) conventions
- Convention of 15 November 1965 on the Service Abroad of Judicial and Extrajudicial Documents in Civil or Commercial Matters (the Hague Convention)
- Regulation (EC) No 1393/2007 of the European Parliament and of the Council of 13 November 2007 on the service in the Member States of judicial and extrajudicial documents in civil or commercial matters (EU Service Regulation)

Issues?



- Language barriers
 - *Ingenieurbüro Michael Weiss und Partner GbR v Industrie- und Handelskammer Berlin (C-14/07)*
- Service of documents to the addressee abroad with unknown address
 - *Hypoteční banka a.s. v Udo Mike Lindner (C-327/10)*
 - *G v Cornelius de Visser (C-292/10)*
- Electronic service



- Direct service by postal services – issues with personal and substituted service
 - fiction of service
 - *Scania Finance France SA v Rockinger Spezialfabrik für Anhängerkupplungen GmbH & Co (C-522/03)*