



Access to information and justice in the context of interconnected registers and access to harmonised data sets

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Access to justice I

Art. 67 TFEU – "(1) The Union shall constitute an area of freedom, security and justice... (4)... The Union shall facilitate access to justice, in particular through the principle of mutual recognition of judicial and extrajudicial decisions in civil matters."

Access to justice II

Art. 81 TFEU - implies that measures in the field of civil cooperation are necessary for the proper functioning of the internal market and includes:
Recognition, Enforcement, Applicable law, Jurisdiction, Elimination of red tape, service of documents...

Art. 81(2)(e) *effective access to justice*"

Informing citizens and professionals

- *Information to be published on authorities and relevant procedures*
 - *Eg. Reg 2201/2003, Art. 67 and 68 – languages, Central Authorities and procedures*
- *Direct cooperation in specific cases,*
 - *Eg. Reg 650/2012, Art. 66(5) – examination of an application for an ECS*
- *Cooperation through central bodies,*
 - *Eg. Reg 4/2009, Art. 49 to Art. 63. – Central Authorities*
- *Guidance available in the European eJustice Portal*

eJustice Portal - factsheets

EJN Website => European E-Justice Portal

EJN Factsheets in all Union languages

- [Jurisdiction](#)
- [Applicable Law](#)
- [How to proceed?](#)
- ["Order for payment" procedures](#)
- [Small claims](#)
- [Divorce](#)
- [Procedures for enforcing a judgment](#)
- [Taking of evidence](#)
- [Interim and precautionary measures](#)
- [Procedural time limits](#)
- [Automatic processing](#)
- [Lawful removal of the child](#)
- [Successions](#)
- [Service of Documents](#)

Interconnection of registers

Registers relating to:

- *businesses,*
- *insolvency,*
- *real estate,*
- *succession (and ECS),*
- *legal professionals and authorities...*

IMOLA II

"promote an effective model of reference information, focused on descriptive metadata, to characterize the content of the information objects in the land registry system."

"clarity and interoperability of existing information"

"Fostering a single-European real estate and mortgage market"

Relevance to «European Area of Justice»

The facilitation of judicial proceedings

- easier access to information when required,
- ensuring a greater degree of certainty in actions relating to registration of rights.

The facilitation of access to justice

- Citizens have access to information,
- Businesses have access to information.

Promoting mutual trust among concerned authorities

- Complementing trust-based mechanisms of EU law

Impact

- In 2018, 4% of EU citizens (20-64) lived in a MS other than their own (~20mil).
- 140.000 International divorces per year in EU.
- 10% of succession in EU have an international element.
- Annual international successions valued at €120 billion.

Thank you for your attention

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