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and principles which apply
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rule establishing

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jurisdiction over disputes
arising from transnational
commercial contracts entered
into between private
entities and/or
corporations.

International Jurisdiction

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International Jurisdiction
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Uniform Rules for Contract
Disputes Proefschrift ter
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Universiteit Rotterdam op
gezag van de rector
magnificus Prof.dr. S.W.J.
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van het College voor
Promoties. De openbare
verdediging zal plaatsvinden
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*International Jurisdiction
and Commercial Litigation*

Introduction. In recent years, an intense debate has taken place in many jurisdictions regarding the appropriateness and benefits

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of establishing specialised international commercial courts - that is, national judicial bodies set up to suit the specific demands and needs of international commercial litigation.

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*Specialised commercial
courts with jurisdiction
over ...*

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Modern commercial litigation
is complex, fast-moving and
international. Barristers
therefore need to be

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Intelligent and proactive.
They also need to be
experienced in the law and
practice of different
jurisdictions. New Square
Chambers has expertise at
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commercial disputes in the

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High Court and county courts
in the UK, particularly in
the Chancery Division and
the Commercial Court.

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International litigation,

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sometimes called transnational litigation, is the practice of litigation in connection with disputes among businesses or individuals residing or based in different countries. The main

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difference between
international litigation and
domestic litigation is that,
in the former, certain
issues are more likely to be
of significance – such as
personal jurisdiction,
service of process, evidence

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from abroad, and enforcement
of judgments.

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Of course, with a non-
exclusive jurisdiction
clause, there will always be

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a risk that a party could
end up defending proceedings
in an unfavourable (or just
inconvenient) jurisdiction.
Many commercial parties,
such as banks, now use a
hybrid of exclusive and non-
exclusive jurisdiction

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Clauses to deal with some of
the above issues.

*Litigation or Arbitration? /
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Journal is written by those
involved in some of the

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And Commercial Litigation
this book deals with the
basic approaches to
international jurisdiction
in commercial contractual
disputes with a
comprehensive analysis of
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major continental european
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Jurisdictional problems

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arising in litigation
resulting from international
business transactions. The
following topics will be
studied from the point of
view of English (common and
statute) law, European Union
law, Canadian law and US

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law: a. General jurisdiction
over companies and
individuals; b.

*International Business
Transactions: Commercial
Litigation*

About the Jurisdiction

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Project. In 1992, the Hague
Conference on Private
International Law (HCCH)
commenced work on two key
aspects of private
international law in cross-
border litigation in civil
and commercial matters: the

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international jurisdiction
of courts; and the
recognition and enforcement
of foreign judgments (the
Judgments Project).

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Finally, it should be noted

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that District Judge Batten
found this to be one of
those unusual cases
identified by Munby J (as he
then was) in *Sheffield City
Council v E* [2005] 2 WLR 953
in which a person could lack
subject matter capacity

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whilst still having
litigation capacity. It is
worth, perhaps, reproducing
the relevant paragraphs in
full because they are so
clear an example of an
approach ...

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