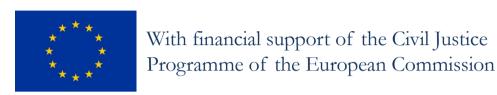


Planning the Future of Cross-Border Families: a Path Through Coordination EUFam's - JUST/2014/JCOO/AG/CIVI/7729



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## **EUFam's Operative Tools**

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# Operative Tools within the Context of the EUFam's Project

#### State of the art

Fragmentation of the relevant rules in several Regulations

Fragmentation of the dispute before various MS courts

Difficulties in coordination

#### Specific needs addressed

To assess the effectiveness of the functioning «in concreto» of the relevant Regulations

To identify possible paths to improve the effectiveness

Analytical activities aimed at assessing problems in application arising from fragmentation and at proposing improvements



#### **Operative tools** aimed at

- Facilitating the dialogue between operators
- Assisting legal operators and, ultimately, endusers in the use of the Regulations



## **Operative Tools**

## **Model Protocol for the Cooperation among Judges**

Identifying provisions and situations which may benefit from any form of judicial cooperation

Table A: listing the relevant rules and the relative documents that may need to be the object of a communication for a proper application of said rules Table B: providing an issue-oriented list of situations where information from other MS court(s) may be necessary for a proper application of the relevant rules

Supporting judges in getting the information they need for smoothly and effectively managing the cases through the Regulations

Guidelines on the direct communication between judges

**Model form** 





## **Operative Tools**

## Model Choice-of-Court and Choice-of-Law Clauses

	Structure	of the	paper
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1. Proceedings dealing with only one matter

Choice of court | Choice of law

2. Disputes concerning two or more matters

Unifying jurisdiction

Unifying applicable law

3. Unifying forum and ius

Disputes concerning only one matter

**Disputes** concerning two or more matters

Structure of each section

Options available pursuant to the relevant rules

Sample case(s)

Model clause(s)



# Operative Tools **EUFam's Network**

#### **Aims**

Disseminating knowledge of the Regulations

Facilitating communication

Creating/reinforcing uniform understanding of the Regulations

## **Current achievements**

276 members

Ongoing dialogue

### **Future goals**

Larger participation

Broader dialogue

EUFam's website

www.eufams.unimi.it

=> Register at

www.eufams.unimi

.it/eufams-network

