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- Short Translation -

Practical problems of the 2007 Hague Protocol

The author points out some problems connected with the 2007 Hague Protocol. This includes the question to what extent decisions made in accordance with the Protocol will be recognized in countries which have not yet ratified it. Another question is how to handle cases which started before 18/06/2011, but have not yet been closed (keyword: transitional provisions). Besides, the possibility to apply for a modification on the basis of the 2007 Hague Protocol, which is contained in section 238 et seq. of the Act on the Procedure in Family Matters and in Matters of Non-contentious Jurisdiction, gives rise to questions.