



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



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EU Fam'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, end-users 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	
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

