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1.1 International Jurisdiction in Commercial Litigation 3

1.1.1 The Relevance of International Jurisdiction 4

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International litigation, 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 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 from abroad, and enforcement of judgments.

International litigation - Wikipedia

Of course, with a non-exclusive

jurisdiction clause, there will always be 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 clauses to deal with some of the above issues.

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International Business Transactions: Commercial Litigation

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

HCCH | Jurisdiction Project

Finally, it should be noted 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 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 ...