



THE STATUTES OF THE REPUBLIC OF SINGAPORE

CHOICE OF COURT AGREEMENTS ACT 2016

2020 REVISED EDITION

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Choice of Court Agreements Act 2016

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An Act to give effect to the Convention on Choice of Court Agreements done at The Hague on 30 June 2005 and for connected purposes.

[1 October 2016]

PART 1

PRELIMINARY

Short title

- 1. This Act is the Choice of Court Agreements Act 2016.

General interpretation

- 2.—(1) In this Act, unless the context otherwise requires —
 - “chosen court” means a court, of a Contracting State, designated in an exclusive choice of court agreement;
 - “Contracting State” —
 - (a) means a State that is a party to the Convention; and

(b) includes, in an appropriate case —

- (i) a Regional Economic Integration Organisation that is a party to the Convention; and
- (ii) a member State, of a Regional Economic Integration Organisation that is a party to, and has made a declaration under Article 30(1) of, the Convention;

“Convention” means the Convention on Choice of Court Agreements done at The Hague on 30 June 2005;

“court of origin”, in relation to a foreign judgment for which recognition or enforcement is sought under this Act, means the court that has given the foreign judgment;

“foreign judgment” means a judgment given by a court of a Contracting State (other than Singapore), being —

- (a) a chosen court; or
- (b) a court to which a chosen court has transferred, in accordance with the law or practice relating to the allocation of jurisdiction or transfer of cases among courts in that Contracting State, the case to which the judgment relates;

“judgment” means —

- (a) a final court decision (by whatever name called) on the merits, a consent order, a consent judgment or a judgment given by default; or
- (b) a determination by a court of any costs or expenses relating to the court decision, consent order, consent judgment or judgment given by default;

“judicial settlement” —

- (a) means a contract approved by, or concluded before, a court of a Contracting State (other than Singapore), in the course of proceedings, being a contract —
 - (i) between the parties to proceedings before that court;