

B. Ongoing Normative Project on the Recognition & Enforcement of Foreign Judgments

The HCCH is currently developing a global instrument in facilitating the recognition and enforcement of foreign judgments in civil or commercial matters (Judgments Project). The Judgments Project has reached the stage of State-level negotiations. During the previous two Special Commission meetings, which were convened in June 2016 and February 2017 respectively, matters related to oceans and sea were discussed.

As is the case for the Choice of Court Convention, “the carriage of passengers and goods” and “marine pollution; limitation of liability for maritime claims; general average; emergency towage and salvage” are excluded from the current draft, the “February 2017 draft Convention”. This is because the future Judgments Convention intends to mirror the Choice of Court Convention, in that there is consensus that the future Judgments Convention will not depart from the Choice of Court Convention, unless there is a strong reason to do so. As such, the future Judgments Convention, once it is adopted, would still apply to certain important cases relating to oceans and sea, as concluded above in Section A.

Mention should also be made to the proposal submitted by the Comité Maritime International (CMI) during the second meeting of the Special Commission. The CMI proposed that a chapter on the recognition of judgments