



2024/789

8.3.2024

COMMISSION DECISION (EU) 2024/789

of 6 March 2024

on confirming the participation of Ireland in Regulation (EU) 2023/2844 of the European Parliament and of the Council on the digitalisation of judicial cooperation and access to justice in cross-border civil, commercial and criminal matters

THE EUROPEAN COMMISSION,

Having regard to Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, and in particular Articles 4 and 4a(1) thereof,

Having regard to the notification by Ireland of its wish to accept and be bound by Regulation (EU) 2023/2844 of the European Parliament and of the Council of 13 December 2023 on the digitalisation of judicial cooperation and access to justice in cross-border civil, commercial and criminal matters, and amending certain acts in the field of judicial cooperation ⁽¹⁾,

Whereas:

- (1) By letter to the Commission of 11 December 2023, Ireland notified its wish, in accordance with Articles 4 and 4a(1) of Protocol No 21, to accept and be bound by Regulation (EU) 2023/2844.
- (2) Ireland's wish to accept and be bound by Regulation (EU) 2023/2844 can apply only in relation to the legal acts listed in Annexes I and II to Regulation (EU) 2023/2844 in which Ireland participates and by which it is bound. It does not apply to the legal acts listed in Annexes I and II to Regulation (EU) 2023/2844 to which Ireland did not opt in, namely Directive 2011/99/EU of the European Parliament and of the Council ⁽²⁾, Regulation (EU) No 650/2012 of the European Parliament and of the Council ⁽³⁾, Directive 2014/41/EU of the European Parliament and of the Council ⁽⁴⁾, Regulation (EU) 2018/1805 of the European Parliament and of the Council ⁽⁵⁾, Council Regulation (EU) 2016/1103 ⁽⁶⁾ and Council Regulation (EU) 2016/1104 ⁽⁷⁾.
- (3) There are no specific conditions attached to the participation of Ireland in Regulation (EU) 2023/2844 and there is no need for transitional measures.
- (4) The participation of Ireland in Regulation (EU) 2023/2844 should be confirmed.
- (5) In order to allow Ireland to apply Regulation (EU) 2023/2844 as soon as possible, this Decision should enter into force on the day following that of its publication,

⁽¹⁾ OJ L, 2023/2844, 27.12.2023, ELI: <http://data.europa.eu/eli/reg/2023/2844/oj>

⁽²⁾ Directive 2011/99/EU of the European Parliament and of the Council of 13 December 2011 on the European protection order (OJ L 338, 21.12.2011, p. 2, ELI: <http://data.europa.eu/eli/dir/2011/99/oj>).

⁽³⁾ Regulation (EU) No 650/2012 of the European Parliament and of the Council of 4 July 2012 on jurisdiction, applicable law, recognition and enforcement of decisions and acceptance and enforcement of authentic instruments in matters of succession and on the creation of a European Certificate of Succession (OJ L 201, 27.7.2012, p. 107, ELI: <http://data.europa.eu/eli/reg/2012/650/oj>).

⁽⁴⁾ Directive 2014/41/EU of the European Parliament and of the Council of 3 April 2014 regarding the European Investigation Order in criminal matters (OJ L 130, 1.5.2014, p. 1, ELI: <http://data.europa.eu/eli/dir/2014/41/oj>).

⁽⁵⁾ Regulation (EU) 2018/1805 of the European Parliament and of the Council of 14 November 2018 on the mutual recognition of freezing orders and confiscation orders (OJ L 303, 28.11.2018, p. 1, ELI: <http://data.europa.eu/eli/reg/2018/1805/oj>).

⁽⁶⁾ Council Regulation (EU) 2016/1103 of 24 June 2016 implementing enhanced cooperation in the area of jurisdiction, applicable law and the recognition and enforcement of decisions in matters of matrimonial property regimes (OJ L 183, 8.7.2016, p. 1, ELI: <http://data.europa.eu/eli/reg/2016/1103/oj>).

⁽⁷⁾ Council Regulation (EU) 2016/1104 of 24 June 2016 implementing enhanced cooperation in the area of jurisdiction, applicable law and the recognition and enforcement of decisions in matters of the property consequences of registered partnerships (OJ L 183, 8.7.2016, p. 30, ELI: <http://data.europa.eu/eli/reg/2016/1104/oj>).

HAS ADOPTED THIS DECISION:

Article 1

The participation of Ireland in Regulation (EU) 2023/2844 is confirmed.

Article 2

This Decision shall enter into force on the day following that of its publication in the *Official Journal of the European Union*.

Done at Brussels, 6 March 2024.

For the Commission
The President
Ursula VON DER LEYEN
