

	<u>2006 Arrangement</u>	<u>2019 Arrangement</u>
Applicable judgments	<p>Judgments made after 1 August 2008 requiring payment of money in a civil and commercial case pursuant to a <u>choice of court agreement</u> in writing.</p> <p>This means that the judgment creditor must demonstrate that the parties have, in their underlying written agreement, agreed to submit to the exclusive jurisdiction of the courts in the Mainland or Hong Kong for resolving any dispute.</p> <p>(Art. 1, 3 and 17)</p>	<p>Judgments given on or after 29 January 2024 where the jurisdictional test is satisfied, which essentially required a connection with the Mainland such as place of residence, business or performance of disputed contract.</p> <p>There is no need for a written exclusive jurisdiction agreement under the new 2019 Arrangement.</p> <p>(Art. 11 and 29)</p>
Applicable matters	<p>Contractual disputes other than those arising from:</p> <ul style="list-style-type: none"> • an employment contract; and • a contract to which a natural person acts for personal consumption, family or other non-commercial purposes is a party (i.e., an individual dealing as a consumer). <p>(Art. 3)</p>	<p>Not limited to contractual disputes, but certain matters are expressly excluded including:</p> <ul style="list-style-type: none"> • certain defined matrimonial and family matters (which are dealt with under a separate arrangement framework); • succession and administration or distribution of estate matters; • certain defined intellectual property cases; • certain specified marine pollution and maritime matters; • bankruptcy cases (which are dealt with under a separate framework); • voter qualification, natural person disappearance or death, civil capacity determination; • arbitration agreement validity or setting aside of award; and • recognition and enforcement of foreign judgments or arbitration awards.

		For more details, please see Art. 3 of the Arrangement and sections 5 - 7 of the Ordinance.
Applicability to criminal judgments	N/A	Judgments for payment of sums of money in respect of civil damages awarded in criminal proceedings. (Art. 1)
Enforceable final judgments in Hong Kong	Judgment, ruling, conciliation statement and order of payment of the Supreme People's Court, the Higher People's Court, the Intermediate People's Court and any recognised Primary People's Court in respect of which no appeal is allowed or where the time for filing an appeal has passed. (Art. 2)	Besides the 2006 Arrangement's inclusions, the scope now extends beyond merely covering recognised judgments of the Primary People's Courts. (Art. 4)
Enforceable final judgments in the Mainland	Judgments, order, allocatur of the Court of Final Appeal ("CFA"), Court of Appeal ("CA"), Court of First Instance of the High Court ("CFI") and District Court ("DC"). (Art. 2)	Besides the 2006 Arrangement's inclusions, the scope now extends to cover judgments from the Labour Tribunal, Lands Tribunal, Small Claims Tribunal and Competition Tribunal. (Art. 4)

