

ANNEX IX

CERTIFICATE CONCERNING AN AUTHENTIC INSTRUMENT OR AGREEMENT IN MATTERS OF PARENTAL RESPONSIBILITY
(Point (b) of Article 66(1) of Council Regulation (EU) 2019/1111 ⁽¹⁾)

IMPORTANT

To be issued, upon application by a party, only if the Member State which empowered the public authority or other authority to formally draw up or register the authentic instrument or register the agreement had jurisdiction under Section 2 of Chapter II of the Regulation, as indicated in point 2, and the authentic instrument or agreement has binding legal effect in that Member State, as indicated in point 12.5 or 13.4. The certificate must not be issued if there are indications that the content of the authentic instrument or agreement is against the best interests of the child.

1. MEMBER STATE OF ORIGIN* ⁽²⁾

Belgium
Bulgaria
Czechia
Germany
Estonia
Ireland
Greece
Spain
France
Croatia
Italy
Cyprus
Latvia
Lithuania
Luxembourg
Hungary
Malta
Netherlands
Austria
Poland
Portugal
Romania
Slovenia
Slovakia
Finland
Sweden

2. THE MEMBER STATE OF ORIGIN HAD JURISDICTION UNDER SECTION 2 OF CHAPTER II OF THE REGULATION*

2.1. Yes

3. COURT OR COMPETENT AUTHORITY ISSUING THE CERTIFICATE*

3.1. Name:

3.2. Address

3.3. Tel./fax/e-mail*

Tel.

email

Fax

4. NATURE OF THE DOCUMENT

4.1. Authentic instrument (then please fill in point 12)

4.2. Agreement (then please fill in point 13)

5. PARTIES ⁽³⁾ TO THE AUTHENTIC INSTRUMENT OR AGREEMENT*

5.1. Party 1

5.1.1. Natural person

5.1.1.1. Surname(s)

5.1.1.2. Given name(s)

5.1.1.3. Date of birth (dd/mm/yyyy)

5.1.1.4. Place of birth (if available)

5.1.1.5. Identity number or social security number (if applicable and available)

5.1.1.6. Address (if available)

5.1.1.6.1 as stated in the decision ...

5.1.1.6.2. any additional information (for example, concerning a different current address)

5.1.2. Legal person, institution or other body

5.1.2.1. Full name

5.1.2.2. Identification number (if applicable and available)

5.1.2.3. Address (if available)

5.2. Party 2

5.2.1. Natural person

5.2.1.1. Surname(s)

5.2.1.2. Given name(s)

5.2.1.3. Date of birth (dd/mm/yyyy)

5.2.1.4. Place of birth (if available)

5.2.1.5. Identity number or social security number (if applicable and available)

5.2.1.6. Address (if available)

5.2.1.6.1 as stated in the decision ...

5.2.1.6.2. any additional information (for example, concerning a different current address)

5.2.2. Legal person, institution or other body

5.2.2.1. Full name

5.2.2.2. Identification number (if applicable and available)

5.2.2.3. Address (if available)

6. CHILD(REN)⁽⁴⁾ COVERED BY THE AUTHENTIC INSTRUMENT OR AGREEMENT*

6.1. Child 1*

6.1.1. Surname(s)

6.1.2. Given name(s)

6.1.3. Date of birth (dd/mm/yyyy)

6.1.4. Place of birth (if available)

6.1.5. Identity number or social security number (if applicable and available)

6.2. Child 2

6.2.1. Surname(s)

6.2.2. Given name(s)

6.2.3. Date of birth (dd/mm/yyyy)

6.2.4. Place of birth (if available)

6.2.5. Identity number or social security number (if applicable and available)

6.3. Child 3

6.3.1. Surname(s)

6.3.2. Given name(s)

6.3.3. Date of birth (dd/mm/yyyy)

6.3.4. Place of birth (if available)

6.3.5. Identity number or social security number (if applicable and available)

7. RIGHTS OF CUSTODY⁽⁵⁾

7.1. Rights of custody attributed or agreed in the authentic instrument or agreement ⁽⁶⁾

7.2. Attributed to the following party(ies) (⁷)

7.2.1. Party 1

7.2.1.1. Natural person

7.2.1.1.1. Surname(s)

7.2.1.1.2. Given name(s)

7.2.1.1.3. Date of birth (dd/mm/yyyy)

7.2.1.1.4. Place of birth (if available)

7.2.1.1.5. Identity number or social security number (if applicable and available)

7.2.1.1.6. Address (if available)

7.2.1.1.6.1. as stated in the decision ...

7.2.1.1.6.2. any additional information (for example, concerning a different current address) ...

7.2.1.2. Legal person, institution or other body

7.2.1.2.1. Full name

7.2.1.2.2. Identification number (if applicable and available)

7.2.1.2.3. Address (if available)

7.2.2. Party 2

7.2.2.1. Natural person

7.2.2.1.1. Surname(s)

7.2.2.1.2. Given name(s)

7.2.2.1.3. Date of birth (dd/mm/yyyy)

7.2.2.1.4. Place of birth (if available)

7.2.2.1.5. Identity number or social security number (if applicable and available)

7.2.2.1.6. Address (if available)

7.2.2.1.6.1. as stated in the decision ...

7.2.2.1.6.2. any additional information (for example, concerning a different current address) ...

7.2.1.2. Legal person, institution or other body

7.2.1.2.1. Full name

7.2.2.2.2. Identification number (if applicable and available)

7.2.2.2.3. Address (if available)

7.3. The authentic instrument or agreement entails the handover of the child(ren)

7.3.1.No

7.3.2.Yes

7.3.2.1. Details of the handover relevant for enforcement if not already indicated in point 7.1 (for example, to whom, which child(ren), periodical or single handover)

8. RIGHTS OF ACCESS

8.1. Rights of access attributed or agreed in the authentic instrument or agreement⁽⁸⁾

8.2. Attributed to the following party(ies) ⁽⁸⁾

8.2.1 Party 1

8.2.1.1. Surname(s)

8.2.1.2. Given name(s)

8.2.1.3. Date of birth (dd/mm/yyyy)

8.2.1.4. Place of birth (if available)

8.2.1.5. Identity number or social security number (if applicable and available)

8.2.1.6. Address (if available)

8.2.1.6.1. as stated in the authentic instrument or agreement ...

8.2.1.6.2. any additional information (for example, concerning a different current address) ...

8.2.2 Party 2

8.2.2.1. Surname(s)

8.2.2.2. Given name(s)

8.2.2.3. Date of birth (dd/mm/yyyy)

8.2.2.4. Place of birth (if available)

8.2.2.5. Identity number or social security number (if applicable and available)

8.2.2.6. Address (if available)

8.2.2.6.1. as stated in the authentic instrument or agreement ...

8.2.2.6.2. any additional information (for example, concerning a different current address) ...

8.3. The authentic instrument or agreement entails the handover of the child(ren)

8.3.1. No

8.3.2. Yes

8.3.2.1. Details of the handover relevant for enforcement if not already indicated in point 8.1 (for example, to whom, which child(ren), periodical or single handover)

9. OTHER RIGHTS IN MATTERS OF PARENTAL RESPONSIBILITY

9.1. Right(s) attributed or agreed in the authentic instrument or agreement ⁽¹⁰⁾

9.2. Attributed to the following party(ies) ⁽¹¹⁾

9.2.1. Party 1

9.2.1.1. Natural person

9.2.1.1.1. Surname(s)

9.2.1.1.2. Given name(s)

9.2.1.1.3. Date of birth (dd/mm/yyyy)

9.2.1.1.4. Place of birth (if available)

9.2.1.1.5. Identity number or social security number (if applicable and available)

9.2.1.1.6. Address (if available)

9.2.1.1.6.1 as stated in the decision ...

9.2.1.1.6.2. any additional information (for example, concerning a different current address)

9.2.1.2. Legal person, institution or other body

9.2.1.2.1. Full name

9.2.1.2.2. Identification number (if applicable and available)

9.2.1.2.3. Address (if available)

9.2.2. Party 2

9.2.2.1. Natural person

9.2.2.1.1. Surname(s)

9.2.2.1.2. Given name(s)

9.2.2.1.3. Date of birth (dd/mm/yyyy)

9.2.2.1.4. Place of birth (if available)

9.2.2.1.5. Identity number or social security number (if applicable and available)

9.2.2.1.6. Address (if available)

9.2.2.1.6.1 as stated in the decision ...

9.2.2.1.6.2. any additional information (for example, concerning a different current address)

9.2.2.2. Legal person, institution or other body

9.2.2.2.1. Full name

9.2.2.2.2. Identification number (if applicable and available)

9.2.2.2.3. Address (if available)

9.3. The authentic instrument or agreement entails the handover of the child(ren)

9.3.1. No

9.3.2. Yes

9.3.2.1. Details of the handover relevant for enforcement if not already indicated in point 9.1 (for example, to whom, which child(ren), periodical or single handover)

10. THE CHILD(REN) ⁽¹²⁾ AS INDICATED IN POINT 6 WAS (WERE) CAPABLE OF FORMING HIS OR HER (THEIR) OWN VIEWS*

10.1. Child as indicated in point 6.1

10.1.1. Yes (then please fill in point 11)

10.1.2. No

10.2. Child as indicated in point 6.2

10.2.1. Yes (then please fill in point 11)

10.2.2. No

10.3. Child as indicated in point 6.3

10.3.1. Yes (then please fill in point 11)

10.3.2. No

11. THE CHILD(REN)¹³ CAPABLE OF FORMING HIS OR HER (THEIR) OWN VIEWS AS INDICATED IN POINT 10 WAS (WERE) GIVEN A GENUINE AND EFFECTIVE OPPORTUNITY TO EXPRESS HIS OR HER (THEIR) VIEWS

11.1. Child as indicated in point 6.1.

11.1.1. Yes

11.1.2. No, for the following reasons:

11.1.2. No, for the following reasons

11.2. Child as indicated in point 6.2.

11.2.1. Yes

11.2.2. No, for the following reasons:

11.2.2. No, for the following reasons

11.3. Child as indicated in point 6.3.

11.3.1. Yes

11.3.2. No, for the following reasons:

11.3.2. No, for the following reasons

12. AUTHENTIC INSTRUMENT

12.1. Public authority or other authority empowered for that purpose which has drawn up or registered the authentic instrument (if different from court or competent authority as indicated in point 3)

12.1.1. Name

12.1.2. Address

12.2. Date (dd/mm/yyyy) on which the authentic instrument was drawn up by the authority as indicated in point 3 or in point 12.1

12.3. Reference number of the authentic instrument (if applicable)

12.4. Date (dd/mm/yyyy) on which the authentic instrument was registered in the Member State of origin (if different from the date indicated in point 12.2)

12.4.1. Reference number in the register (if applicable)

12.5. Date (dd/mm/yyyy) as of which the authentic instrument has binding legal effect in the Member State of origin

13. AGREEMENT

13.1. Public authority which registered the agreement (if different from the court or competent authority as indicated in point 3)

13.1.1. Name

13.1.2. Address

13.2. Date (dd/mm/yyyy) of registration of the agreement

13.3. Reference number in the register (if applicable)

13.4. Date (dd/mm/yyyy) as of which the agreement has binding legal effect in the Member State of origin

14. THE AUTHENTIC INSTRUMENT OR AGREEMENT IS ENFORCEABLE IN THE MEMBER STATE OF ORIGIN*

14.1. Concerning rights of custody as indicated in point 7

14.1.1 No

14.1.1.1 The authentic instrument or agreement does not contain an enforceable obligation

14.1.2. Yes, without any restrictions (please indicate the date (dd/mm/yyyy) on which the authentic instrument or agreement became enforceable) .../.../.....

14.1.3. Yes, but only against the following party¹⁴ as indicated in point ... (please fill in) ...

14.1.4. Yes, but limited to the following part(s) of the authentic instrument or agreement (please specify) ...

14.2. Concerning rights of custody as indicated in point 8

14.2.1 No

14.2.1.1 The authentic instrument or agreement does not contain an enforceable obligation

14.2.2. Yes, without any restrictions (please indicate the date (dd/mm/yyyy) on which the authentic instrument or agreement became enforceable) .../.../.....

14.2.3. Yes, but only against the following party¹⁴ as indicated in point ... (please fill in) ...

14.2.4. Yes, but limited to the following part(s) of the authentic instrument or agreement (please specify) ...

14.3. Concerning rights of custody as indicated in point 9

14.3.1 No

14.3.1.1 The authentic instrument or agreement does not contain an enforceable obligation

14.3.2. Yes, without any restrictions (please indicate the date (dd/mm/yyyy) on which the authentic instrument or agreement became enforceable) .../.../.....

14.3.3. Yes, but only against the following party¹⁴ as indicated in point ... (please fill in) ...

14.3.4. Yes, but limited to the following part(s) of the authentic instrument or agreement (please specify) ...

Done at

Date

Signature and/or stamp

(¹) Council Regulation (EU) 2019/1111 of 25 June 2019 on jurisdiction, the recognition and enforcement of decisions in matrimonial matters and the matters of parental responsibility, and on international child abduction (OJ L 178, 2.7.2019, p. 1) ('the Regulation').

(²) Fields marked with (*) are mandatory fields.

(³) If more than two parties are concerned, please attach an additional sheet.

(⁴) If more than three children are concerned, please attach an additional sheet.

(⁵) Please be aware that the term 'rights of custody' is defined in point 9 of Article 2(2) of the Regulation.

(⁶) Please copy the relevant part of the authentic instrument or agreement.

(⁷) If more than two parties are concerned, please attach an additional sheet.

(⁸) Please copy the relevant part of the authentic instrument or agreement.

(⁹) If more than two parties are concerned, please attach an additional sheet.

(¹⁰) Please copy the relevant part of the authentic instrument or agreement.

(¹¹) If more than two parties are concerned, please attach an additional sheet.

(¹²) If more than three children are concerned, please attach an additional sheet.

(¹³) If more than three children are concerned, please attach an additional sheet.

(¹⁴) If more than one party is concerned, please attach an additional sheet.

(¹⁵) If more than one party is concerned, please attach an additional sheet.

(¹⁶) If more than one party is concerned, please attach an additional sheet.