

[Home](#) > ... > [Taking Legal Action](#) > [European Judicial Atlas In Civil Matters](#) > [European Payment Order](#) > [Austria](#)

# European payment order

Austria



Austria

## FINDING COMPETENT COURTS/AUTHORITIES

The search tool below will help you to identify court(s)/authority(ies) competent for a specific European legal instrument. Please note that although every effort has been made to ascertain the accuracy of the results, there may be some exceptional cases concerning the determination of competence that are not necessarily covered.

### Article 29(1)(a) - Courts with jurisdiction

For applications for the issue of a European order for payment, only the Vienna Commercial Court has jurisdiction (§ 252(2) of the Austrian Code of Civil Procedure).

### Article 29(1)(b) - Review procedure

Procedurally, applications for review under Article 20(1) and (2) are treated as applications for restitutio in integrum. However, a decision granting an application under paragraph 2 is appealable (§ 252(5) of the Austrian Code of Civil Procedure).

### Article 29(1)(c) - Means of communication

Submissions under the European order for payment procedure may be made either in paper form or electronically via the JustizOnline digital information platform at <https://justizonline.gv.at/jop/web/home> or the web-based electronic justice platform (ERV). The technical prerequisites for the ERV are special software and the existence of a transmitting agency. An up-to-date list of transmitting agencies can be found in the legal notices database (Ediktsdatei) at <https://edikte.justiz.gv.at/edikte/km/eredi24.nsf/docs/erv>.

Submission via fax or e-mail is not possible.

### Article 29(1)(d) - Accepted languages

German is the accepted language in accordance with Article 21(2)(b).

In addition to the official language (German), any person may use Hungarian before the district courts (*Bezirksgerichten*) of Oberpullendorf and Oberwart, Slovenian before the district courts of Ferlach, Eisenkappel and Bleiburg, and Croatian before the district courts of Eisenstadt, Güssing, Mattersburg, Neusiedl am See, Oberpullendorf and Oberwart.

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