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European Account Preservation Order

Netherlands

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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 50(1)(a) – Courts competent to issue the European Account Preservation Order

The interim relief judge (*voorzieningenrechter*) of the court is competent to issue a Preservation Order (*bevel tot conservatoir beslag*).

Article 50(1)(b) – Authority designated as competent to obtain account information

Account information may be requested from the bailiff as referred to in the Bailiffs Act (*Gerechtsdeurwaarderswet*).

Article 50(1)(c) – Methods of obtaining account information

The bailiff as referred to in the Bailiffs Act is authorised to submit a request for account information to banks established in the Netherlands. They are obliged to reply promptly.

Article 50(1)(d) – Courts with which an appeal against refusal to issue the European Account Preservation Order may be lodged

An appeal may be lodged with the Court of Appeal (*gerechtshof*).

Article 50(1)(e) – Authorities designated as competent to receive, transmit and serve the European Account Preservation Order and other documents

The bailiff as referred to in the Bailiffs Act is competent to receive, transmit and serve the Preservation Order and other documents under this Regulation.

Article 50(1)(f) – Authority competent to enforce the European Account Preservation Order

The bailiff as referred to in the Bailiffs Act is competent to enforce the Preservation Order.

Article 50(1)(g) – Extent to which joint and nominee accounts can be preserved

Joint accounts and accounts held by a third party on behalf of the debtor may be preserved.

Article 50(1)(h) – Rules applicable to amounts exempt from seizure

Article 475 of the Code of Civil Procedure (*Wetboek van burgerlijke rechtsvordering*) provides for the attachment

of claims which the debtor has lodged against third parties or will obtain directly from a pre-existing legal relationship.

Article 50(1)(i) – Fees, if charged by the banks, for the implementation of equivalent national orders or for providing account information, and information on the party liable to pay those fees

Banks are not allowed to charge fees for the implementation of an equivalent national order.

Article 50(1)(j) – The scale of fees or other set of rules setting out the applicable fees charged by any authority or other body involved in the processing or enforcement of the Preservation Order

The fee for the bailiff as referred to in the Bailiffs Act is laid down in the [Bailiffs' Fees Decree \(Besluit tarieven ambtshandelingen gerechtsdeurwaarders\)](#).

Article 50(1)(k) – Ranking, if any, of equivalent national orders

No ranking has been applied to equivalent national orders.

Article 50(1)(l) – Courts or enforcement authority competent to grant a remedy

The interim relief judge of the court has jurisdiction to hear remedies.

Article 50(1)(m) – Courts with which an appeal is to be lodged and the time-limit, if any, for lodging the appeal

An appeal must be lodged with the Court of Appeal within three months of the date of the decision.

Article 50(1)(n) – Court fees

The court fees are set out in the [Annex](#) to the Court Fees (Civil Cases) Act (*Wet griffierechten burgerlijke zaken*). See also Article 10 of the European Account Preservation Order Regulation Implementing Act (*Uitvoeringswet verordening Europees bevel tot conservatoir beslag op bankrekeningen*), which explains that an application for a European Account Preservation Order is by default regarded as an application of indeterminate value within the meaning of the Annex to the Court Fees (Civil Cases) Act.

In 2025, the fees in courts handling subdistrict matters regarding an application of indeterminate value are: EUR 117 for non-natural persons and EUR 78 for insolvent and natural persons.

Article 50(1)(o) – Languages accepted for translations of the documents

The Netherlands has not accepted any other official language for the purposes of the Regulation.

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