



Milan, 3 December 2010

## **DEBT COLLECTION**

### **ENFORCEMENT IN ITALY OF FOREIGN ARBITRATION AWARDS**

by  
**Francesco Misuraca, Attorney at law**  
[www.smaf-legal.com](http://www.smaf-legal.com)

In order to start a debt collection recovery claim in Italy is necessary to consider the following rules.

The party who wants to get recognition in Italy of foreign arbitration awards shall have to present an application to the Court of Appeal of place of residence of the other party, if such party is not resident of Italy the application shall be file with the Court of Appeal of Rome.

The foreign award shall be declared enforceable by decree issued by the Court of Appeal; against the decree may be filed opposition, unless:

- award contains any provisions contrary to Italian public policy; or
- the case can not be settled by arbitration under Italian law.