

NEWSFRONT

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LEGAL OPINION

Revocation of the provisional seizure

Under Greek law, the party imposing a provisional seizure through injunction, has to file a formal lawsuit within 30 days from issuance of the judgment ordering the provisional seizure. In case this is not done, the injunction is revoked.

However, such revocation is not automatic. It has to be ordered through a Court judgment. The request in such a procedure is not the acknowledgment of the injunction as producing no legal effects, but the revocation of same.

Piraeus One-membered first instance Court Judgment no 1161/2018, President: V. Tzelepis, Attorneys at law: G. Iatridis, N. Mathiopoulos, Gr. Timagenis, M.E. Kossyfa, Maritime Law Review vol. 47, p.125.

NOTE: The case concerned a vessel provisionally arrested; the court indicated that the request was made on non-applicable law provision, however they could have applied the applicable one, provided the crucial facts for such an application were included in the lawsuit. Such facts were however not included, and the lawsuit was dismissed.

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