

поставити прешироко. Најзад, томе треба додати и да јавни поредак није непромењива категорија. Напротив, његов садржај се протоком времена може променити и редефинисати, паралелно са перманентним развојем целокупног правног система, нарочито под утицајем ЕКЉП и судске праксе ЕСЉП.

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**PUBLIC POLICY INSTITUTION IN THE MATTER
OF RECOGNITION AND ENFORCEMENT OF FOREIGN
COURT DECISIONS FROM THE ASPECT OF SERBIAN
PRIVATE INTERNATIONAL LAW**

Summary

The mechanism of recognition and enforcement of foreign court decisions is extremely important for the realization of international legal traffic and the cooperation between countries, international decision making harmony, but for the fulfillment of legitimate expectations of the parties. According to the rules of Serbian Private International Law, a foreign court decision is recognized in Serbia if there are no obstacles to it from the Law on Resolution of Conflict of Laws with Regulations of Other Countries (Serbian PIL Act). One of them is the contrast between foreign court decision and domestic public policy, i.e. the foundations of social structure established by the Constitution (article 91 of Serbian PIL Act). If such thing is established, the recognition can be denied. In this sense, the author of this paper dedicates special attention to the Public policy institution and the questions when and under which conditions it would be justified to apply the clause of public policy in delibation procedure.

Key words: *recognition and enforcement of foreign court decisions, article 91 of Serbian PIL Act, procedural and substantial legal aspect of public policy of the country of recognition; public policy institution; European public policy; the system of limited control; delibation procedure.*

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