



# Domestic Proceedings and Magistrates' Courts Act 1978

## CHAPTER 22

### DOMESTIC PROCEEDINGS AND MAGISTRATES' COURTS ACT 1978

#### PART I

##### MATRIMONIAL PROCEEDINGS IN MAGISTRATES' COURTS

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- 19 Interim orders

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- 26 Reconciliation

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**SCHEDULES****SCHEDULE 1 — Transitional Provisions**

- 1 This Act (including the repeals and amendments made by it)...
- 2 Any order made or other thing done under the Matrimonial...
- 3 The amendment by this Act of any enactment shall not...
- 4 Any reference in paragraph 1 above to an application made...
- 5 A provision contained in section 72 or in any of...

- 6 The amendment by subsection (1) of section 78 of this...
- 7 The amendment by subsection (3) of section 82 of this...
- 8 A provision of Schedule 2 to this Act which relates...

## SCHEDULE 2 — Minor and Consequential Amendments

### *The Sheriff Courts (Scotland) Act 1907 (c. 51)*

- 1 In section 5 of the Sheriff Courts (Scotland) Act 1907—...

### *The Maintenance Orders (Facilities for Enforcement) Act 1920 (c. 33)*

- 2 In section 3(4) of the Maintenance Orders Act 1920 for...

### *The Children and Young Persons Act 1933 (c. 12)*

- 3 In subsections (1) and (4) of section 87 of the...
- 4 In section 88 of that Act— (a) in subsections (1),...
- 5 In section 107(1) of that Act after the definition of...

### *The National Assistance Act 1948 (c. 29)*

- 6 In section 43(4) of the National Assistance Act 1948 for...
- 7 In section 44(2) of that Act for the words "..."

### *The Children Act 1948 (c. 43)*

- 8 In subsections (1) and (4) of section 26 of the...

### *The Marriage Act 1949 (c. 76)*

- 9 In section 3(5) of the Marriage Act 1949 for the...

### *The Justices of the Peace Act 1949 (c. 101)*

- 10 In section 13(4) of the Justices of the Peace Act...

### *The Maintenance Orders Act 1950 (c. 37.)*

- 11 In section 3(2) of the Maintenance Orders Act 1950 for...
- 12 In section 15(1)(a) of that Act for sub-paragraph (ii) there...
- 13 In section 16(2)(a) of that Act, for sub-paragraph (ii) there...
- 14 In section 22(1) of that Act after the words "..."

### *The Magistrates' Courts Act 1952 (c. 55)*

- 15 In section 52(2) of the Magistrates' Courts Act 1952 for...

### *The Affiliation Proceedings Act 1957 (c. 55)*

- 16 In section 9(2) of the Affiliation Proceedings Act 1957 for...

### *The Adoption Act 1958 (7 & 8 Eliz. 2 c. 5)*

- 17 In section 32(2) of the Adoption Act 1958 for the...
- 18 In section 34A(3) of that Act— (a) for the words...

*The County Courts Act 1959 (c. 22)*

19 In section 109(2) of the County Courts Act 1959—

*The Children and Young Persons Act 1963 (c. 51)*

20 In sections 47 and 58 of the Children and Young...

*Administration of Justice Act 1964 (c. 42)*

21 In section 11(1) of the Administration of Justice Act 1964—...

*The Health Services and Public Health Act 1968 (c. 46)*

22 In section 64(3)(a) of the Health Services and Public Health...

23 In section 65(3)(b) of that Act for sub-paragraph (x) there...

*The Children and Young Persons Act 1969 (c. 54)*

24 In section 63(6)(g) of the Children and Young Persons Act...

*The Administration of Justice Act 1970 (c. 31)*

25 In Schedule 1 of the Administration of Justice Act 1970...

26 In Schedule 8 of that Act in paragraph 3 for...

*The Local Authority Social Services Act 1970 (c. 42)*

27 In Schedule 1 of the Local Authority Social Services Act...

*The Matrimonial Proceedings and Property Act 1970 (c. 45)*

28 In section 30(2) of the Matrimonial Proceedings and Property Act...

*The Guardianship of Minors Act 1971 (c. 3)*

29 In section 13(2) of the Guardianship of Minors Act 1971...

30 In section 14(3) of that Act for the words "...

31 In section 16(5) of that Act after the words "magistrates'...

*The Attachment of Earnings Act 1971 (c. 32)*

32 In Schedule 1 to the Attachment of Earnings Act 1971...

*The Maintenance Orders (Reciprocal Enforcement) Act 1972 (c. 18)*

33 In section 8(3) of the Maintenance Orders (Reciprocal Enforcement) Act...

34 In section 27 of that Act— (a) in subsection (1)...

35 In section 35(1) of that Act for the words "...

36 In section 41 of that Act— (a) in subsection (1)...

37 In section 42(1) of that Act for the words "...

*The Matrimonial Causes Act 1973 (c. 18)*

38 In section 4(1) of the Matrimonial Causes Act 1973 after...

39 In section 47(2)(e) of that Act for the words "...

40 In section 50(2)(b) of that Act for the words "...

*The Guardianship Act 1973 (c. 29)*

- 41 In section 4(2) of the Guardianship Act 1973 there shall...
- 42 In section 4(3) of that Act for the words "...
- 43 In section 4(6) of that Act for the words "...
- 44 In section 5(2) of that Act for the words "...

*The Legal Aid Act 1974 (c. 4)*

- 45 In Schedule 1 to the Legal Act 1974 in paragraph...

*The Children Act 1975 (c. 72)*

- 46 In section 36(6) of the Children Act 1975 there shall...
- 47 In section 43(2) of that Act for the words "...
- 48 In section 46(3) of that Act— (a) in paragraph (a)...
- 49 In section 101(1) of that Act after the words "...

*The Adoption Act 1976 (c. 36)*

- 50 In section 28(3) of the Adoption Act 1976—
- 51 In section 63(4) of that Act the words " to...
- 52 In Schedule 3 to that Act in paragraph 18 after...

*The Domestic Violence and Matrimonial Proceedings Act 1976 (c. 50)*

- 53 In section 2 of the Domestic Violence and Matrimonial Proceedings...

*The Supplementary Benefits Act 1976 (c. 71)*

- 54 In section 19(2) of the Supplementary Benefits Act 1976 for...

SCHEDULE 3 — Enactments Repealed