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STATUTORY RULES OF NORTHERN IRELAND

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**2005 No. 559**

The Magistrates' Courts (Miscellaneous  
Amendments) Rules (Northern Ireland) 2005

PART III

AMENDMENT TO THE MAGISTRATES' COURTS (DOMESTIC  
PROCEEDINGS) RULES (NORTHERN IRELAND) 1996

**14.** In rule 5 (Application for order under Article 9 (orders for payments where parties are living apart by agreement))—

- (a) in the heading, after “Article 9” insert “of the Order or Part 3 of Schedule 16 to the Act of 2004”;
- (b) in paragraph (1), after “Article 9” insert “of the Order or Part 3 of Schedule 16 to the Act of 2004”; and
- (c) after paragraph (3) insert—

“(3A) Where under paragraph 18 of Schedule 16 to the Act of 2004 the court decides to treat such an application as if it were an application under Part 1 of that Schedule the court shall state which of grounds (a) or (b) of sub-paragraph (1) of that paragraph is considered applicable and a note of the decision and the grounds therefore shall be entered in the Order Book.”.