
Changes to legislation: There are currently no known outstanding effects for the Matrimonial Causes Act 1973, Cross Heading: Transitional provisions derived from the Act of 1965. (See end of Document for details)

SCHEDULES

SCHEDULE 1

TRANSITIONAL PROVISIONS AND SAVINGS

PART I

MISCELLANEOUS AND GENERAL

Transitional provisions derived from the Act of 1965

F18

Textual Amendments

F1 Sch. 1 para. 8 omitted (6.4.2022) by virtue of [Divorce, Dissolution and Separation Act 2020 \(c. 11\)](#), s. 8(1)(8), [Sch. para. 33\(a\)](#) (with s. 8(4)(5)); S.I. 2022/283, reg. 2

- 9 Where the party chargeable under a maintenance agreement within the meaning of section 34 above died before 17th August 1957, then—
- (a) subsection (1) of that section shall not apply to the agreement unless there remained undistributed on that date assets of that party's estate (apart from any property in which he had only a life interest) representing not less than four-fifths of the value of that estate for probate after providing for the discharge of the funeral, testamentary and administrative expenses, debts and liabilities payable thereout (other than any liability arising by virtue of that subsection); and
 - (b) nothing in that subsection shall render liable to recovery, or impose any liability upon the personal representatives of that party in respect of, any part of that party's estate which had been distributed before that date.
- 10 No right or liability shall attach by virtue of section 34(1) above in respect of any sum payable under a maintenance agreement within the meaning of that section in respect of a period before 17th August 1957.

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