



Matrimonial Causes Act 1973

1973 CHAPTER 18

PART II

FINANCIAL RELIEF FOR PARTIES TO MARRIAGE AND CHILDREN OF FAMILY

Ancillary relief in connection with divorce proceedings, etc.

[^{F1}24A Orders for sale of property

- (1) Where the court makes [^{F2}an order under section 22ZA or makes] under section 23 or 24 of this Act a secured periodical payments order, an order for the payment of a lump sum or a property adjustment order, then, on making that order or at any time thereafter, the court may make a further order for the sale of such property as may be specified in the order, being property in which or in the proceeds of sale of which either or both of the parties to the marriage has or have a beneficial interest, either in possession or reversion.
- (2) Any order made under subsection (1) above may contain such consequential or supplementary provisions as the court thinks fit and, without prejudice to the generality of the foregoing provision, may include—
 - (a) provision requiring the making of a payment out of the proceeds of sale of the property to which the order relates, and
 - (b) provision requiring any such property to be offered for sale to a person, or class of persons, specified in the order.
- (3) Where an order is made under subsection (1) above on or after the [^{F3}making of a divorce or nullity of marriage order, the order under subsection (1) is not to take effect unless the divorce or nullity of marriage order has been made final.]
- (4) Where an order is made under subsection (1) above, the court may direct that the order, or such provision thereof as the court may specify, shall not take effect until the occurrence of an event specified by the court or the expiration of a period so specified.
- (5) Where an order under subsection (1) above contains a provision requiring the proceeds of sale of the property to which the order relates to be used to secure periodical

Changes to legislation: There are currently no known outstanding effects for the Matrimonial Causes Act 1973, Section 24A. (See end of Document for details)

payments to a party to the marriage, the order shall cease to have effect on the death or re-marriage of ^{F4}, or formation of a civil partnership by,] that person.

^{F5} (6) [Where a party to a marriage has a beneficial interest in any property, or in the proceeds of sale thereof, and some other person who is not a party to the marriage also has a beneficial interest in that property or in the proceeds of sale thereof, then, before deciding whether to make an order under this section in relation to that property, it shall be the duty of the court to give that other person an opportunity to make representations with respect to the order; and any representations made by that other person shall be included among the circumstances to which the court is required to have regard under section 25(1) below.]

^{F6} (7) [See also section 52A (interpretation of certain references to divorce orders, nullity of marriage orders and judicial separation orders).]]

Textual Amendments

- F1** S. 24A inserted by [Matrimonial Homes and Property Act 1981 \(c. 24, SIF 49:5\)](#), s. 7
- F2** Words in s. 24A(1) inserted (1.4.2013) by [Legal Aid, Sentencing and Punishment of Offenders Act 2012 \(c. 10\)](#), ss. 51, 151(1); S.I. 2013/773, art. 2
- F3** Words in s. 24A(3) substituted (6.4.2022) by [Divorce, Dissolution and Separation Act 2020 \(c. 11\)](#), s. 8(1)(8), **Sch. para. 22(2)**; S.I. 2022/283, reg. 2
- F4** Words in s. 24A(5) inserted (5.12.2005) by [Civil Partnership Act 2004 \(c. 33\)](#), ss. 261(1), 263, **Sch. 27 para. 42**; S.I. 2005/3175, **art. 2(2)** (subject to art. 2(3)-(5))
- F5** S. 24A(6) added by [Matrimonial and Family Proceedings Act 1984 \(c. 42, SIF 49:3\)](#), ss. 46(1), 48(3), **Sch. 1 para. 11**
- F6** S. 24A(7) inserted (6.4.2022) by [Divorce, Dissolution and Separation Act 2020 \(c. 11\)](#), s. 8(1)(8), **Sch. para. 22(3)**; S.I. 2022/283, reg. 2

Modifications etc. (not altering text)

- C1** S. 24A(2)(4)(5)(6) extended by [Matrimonial and Family Proceedings Act 1984 \(c. 42, SIF 49:3\)](#), ss. 21(b), 48(2)

Changes to legislation:

There are currently no known outstanding effects for the Matrimonial Causes Act 1973, Section 24A.