

SCHEDULES

SCHEDULE 12

CONSEQUENTIAL AMENDMENTS

PART I

AMENDMENTS CONSEQUENTIAL ON PART I OF THIS ACT

Army Act 1955 (c. 18) and Air Force Act 1955 (c. 19)

- 1 In section 150 of the Army Act 1955 and in section 150 of the Air Force Act 1955 (enforcement of maintenance and other orders by deduction from pay), in subsection (5), after " Part I of the Maintenance Orders (Reciprocal Enforcement) Act 1972 " insert " or Part I of the Civil Jurisdiction and Judgments Act 1982 ".

Naval Discipline Act 1957 (c. 53)

- 2 In section 101 of the Naval Discipline Act 1957 (service of process in maintenance and other proceedings), in subsection (5), after " Part I of the Maintenance Orders (Reciprocal Enforcement) Act 1972 " insert " or Part I of the Civil Jurisdiction and Judgments Act 1982 ".

Maintenance Orders Act 1958 (c. 39)

- 3 In section 1 of the Maintenance Orders Act 1958 (scope of application of Part I), in subsection (4), for the words from " within the meaning " to " the said Part I " substitute " which is registered in a magistrates' court under Part I of the Maintenance Orders (Reciprocal Enforcement) Act 1972 or Part I of the Civil Jurisdiction and Judgments Act 1982 ".

Maintenance and Affiliation Orders Act (Northern Ireland) 1966 (c. 35) (N.I.)

- 4 In section 10 of the Maintenance and Affiliation Orders Act (Northern Ireland) 1966 (orders to which Part II of that Act applies), in subsections (2) and (5), after " Part I of the Maintenance Orders (Reciprocal Enforcement) Act 1972 " insert " or Part I of the Civil Jurisdiction and Judgments Act 1982 ".

Administration of Justice Act 1970 (c. 31)

- 5 In Schedule 8 to the Administration of Justice Act 1970 (orders which are " maintenance orders " for the purposes of Part II of that Act and Part II of the Maintenance Orders Act 1958), after paragraph 12 insert—

Status: This is the original version (as it was originally enacted).

“13 A maintenance order within the meaning of Part I of the Civil Jurisdiction and Judgments Act 1982 which is registered in a magistrates' court under that Part.”.

Attachment of Earnings Act 1971 (c. 32)

6 In Schedule 1 to the Attachment of Earnings Act 1971 (orders which are " maintenance orders" for the purposes of that Act), after paragraph 12 insert—

“13 A maintenance order within the meaning of Part I of the Civil Jurisdiction and Judgments Act 1982 which is registered in a magistrates' court under that Part.”.

Magistrates' Courts Act 1980 (c. 43)

7 In section 65 of the Magistrates' Courts Act 1980 (definition of " domestic proceedings " for the purposes of that Act)—

(a) in subsection (1), after paragraph (l) insert—

“(m) Part I of the Civil Jurisdiction and Judgments Act 1982, so far as that Part relates to the recognition or enforcement of maintenance orders ;”;

(b) in subsection (2)(a), after " (k) " insert " and (m) ".

Magistrates' Courts (Northern Ireland) Order 1981 (S.I. 1981/1675 (N.I. 26))

8 (1) In Article 88 of the Magistrates' Courts (Northern Ireland) Order 1981 (definition of " domestic proceedings " for the purposes of that Order), in paragraph (a), after " Part I of the Maintenance Orders (Reciprocal Enforcement) Act 1972 " insert " or under Part I of the Civil Jurisdiction and Judgments Act 1982 so far as that Part relates to the recognition and enforcement of maintenance orders ".

(2) In Article 98 of that Order (enforcement of orders for periodical payment of money), in sub-paragraph (b) of paragraph (11), after " Part I of the Maintenance Orders (Reciprocal Enforcement) Act 1972 " insert " or Part I of the Civil Jurisdiction and Judgments Act 1982 ".