
Status: This version of this part contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects
for the Family Law Act 1996, Part I. (See end of Document for details)

SCHEDULES

SCHEDULE 8

MINOR AND CONSEQUENTIAL AMENDMENTS

PART I

AMENDMENTS CONNECTED WITH PART II

PROSPECTIVE

The Wills Act 1837 (c. 26)
.....

PROSPECTIVE

The Judicial Proceedings (Regulation of Reports) Act 1926 (c. 61)
.....

PROSPECTIVE

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

The Matrimonial Causes Act 1973 (c. 18)

PROSPECTIVE

4 The 1973 Act is amended as follows.

PROSPECTIVE

5

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PROSPECTIVE

6

Annotations:
.....
Amendments (Textual)
F1 Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

PROSPECTIVE

7

Annotations:
.....
Amendments (Textual)
F1 Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

PROSPECTIVE

8

Annotations:
.....
Amendments (Textual)
F1 Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

PROSPECTIVE

9

Annotations:
.....
Amendments (Textual)
F1 Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

PROSPECTIVE

10

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Annotations:

Amendments (Textual)

- F1** Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

PROSPECTIVE

11

Annotations:

Amendments (Textual)

- F1** Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

PROSPECTIVE

11A

Annotations:

Amendments (Textual)

- F1** Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

PROSPECTIVE

12

Annotations:

Amendments (Textual)

- F1** Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

PROSPECTIVE

13

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Annotations:

Amendments (Textual)

F1 Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

PROSPECTIVE

14

Annotations:

Amendments (Textual)

F1 Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

PROSPECTIVE

15

Annotations:

Amendments (Textual)

F1 Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

- 16 (1) Section 31 (variation etc. of orders) is amended as follows.
- (2)
 - (3)
 - (3A)
 - (4)
 - (4AB)
 - (4A)
 - (5) In subsection (5)—
 - (a) insert, at the beginning, “Subject to subsections (7A) to (7F) below and without prejudice to any power exercisable by virtue of subsection (2)(d), (dd) or (e) above or otherwise than by virtue of this section,”; and
 - (b)
 - (6) In subsection (7)(a)—
 - (a)

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- (b) after “sufficient” insert “ (in the light of any proposed exercise by the court, where the marriage has been dissolved, of its powers under subsection (7B) below)”.

(7) After subsection (7), insert—

“(7A) Subsection (7B) below applies where, after the dissolution of a marriage, the court—

- (a) discharges a periodical payments order or secured periodical payments order made in favour of a party to the marriage; or
- (b) varies such an order so that payments under the order are required to be made or secured only for such further period as is determined by the court.

(7B) The court has power, in addition to any power it has apart from this subsection, to make supplemental provision consisting of any of—

- (a) an order for the payment of a lump sum in favour of a party to the marriage;
- (b) one or more property adjustment orders in favour of a party to the marriage;
- (c) a direction that the party in whose favour the original order discharged or varied was made is not entitled to make any further application for—
 - (i) a periodical payments or secured periodical payments order, or
 - (ii) an extension of the period to which the original order is limited by any variation made by the court.

(7C) An order for the payment of a lump sum made under subsection (7B) above may—

- (a) provide for the payment of that sum by instalments of such amount as may be specified in the order; and
- (b) require the payment of the instalments to be secured to the satisfaction of the court.

(7D) Subsections (7) and (8) of section 22A above apply where the court makes an order for the payment of a lump sum under subsection (7B) above as they apply where it makes such an order under section 22A above.

(7E) If under subsection (7B) above the court makes more than one property adjustment order in favour of the same party to the marriage, each of those orders must fall within a different paragraph of section 21(2) above.

(7F) Sections 24A and 30 above apply where the court makes a property adjustment order under subsection (7B) above as they apply where it makes such an order under section 23A above.”

- (8)
- (9)

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Annotations:

Amendments (Textual)

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Commencement Information

II Sch. 8 para. 16 partly in force; Sch. 8 para. 16 not in force at Royal Assent see s. 67(3); Sch. 8 para. 16(5)(a)(6)(b)(7) in force at 1.11.1998 by [S.I. 1998/2572](#), **art. 3**

PROSPECTIVE

16A

Annotations:

Amendments (Textual)

F1 Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

PROSPECTIVE

17

Annotations:

Amendments (Textual)

F1 Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

PROSPECTIVE

18

Annotations:

Amendments (Textual)

F1 Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

PROSPECTIVE

19

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Annotations:

Amendments (Textual)

F1 Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

PROSPECTIVE

20

Annotations:

Amendments (Textual)

F1 Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

PROSPECTIVE

21

Annotations:

Amendments (Textual)

F1 Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

PROSPECTIVE

22

Annotations:

Amendments (Textual)

F1 Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

PROSPECTIVE

23

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Annotations:

Amendments (Textual)

F1 Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

PROSPECTIVE

24

Annotations:

Amendments (Textual)

F1 Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

PROSPECTIVE

25

Annotations:

Amendments (Textual)

F1 Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

PROSPECTIVE

25A

Annotations:

Amendments (Textual)

F1 Sch. 8 Pt. I repealed (except for paras. 4, 16(1)(5)(a)(6)(b)(7)) (13.5.2014) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 18(2)(e)**, 139(4)

PROSPECTIVE

The Domicile and Matrimonial Proceedings Act 1973 (c. 45)
.....

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PROSPECTIVE

The Inheritance (Provision for Family and Dependants) Act 1975 (c. 63)
.....

PROSPECTIVE

The Domestic Proceedings and Magistrates' Courts Act 1978 (c. 22)
.....

PROSPECTIVE

The Housing Act 1980 (c. 51)
.....

PROSPECTIVE

Senior Courts Act 1981(c. 54)
.....

PROSPECTIVE

The Civil Jurisdiction and Judgments Act 1982 (c. 27)
.....

PROSPECTIVE

The Matrimonial and Family Proceedings Act 1984 (c. 42)
.....

PROSPECTIVE

The Finance Act 1985 (c. 54)
.....

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PROSPECTIVE

The Housing Act 1985 (c. 68)
.....

PROSPECTIVE

The Housing Associations Act 1985 (c. 69)
.....

PROSPECTIVE

The Agricultural Holdings Act 1986 (c. 5)
.....

PROSPECTIVE

The Family Law Act 1986 (c. 55)
.....

PROSPECTIVE

The Landlord and Tenant Act 1987 (c. 31)
.....

PROSPECTIVE

The Legal Aid Act 1988 (c. 34)
.....

PROSPECTIVE

The Housing Act 1988 (c. 50)
.....

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PROSPECTIVE

The Children Act 1989 (c. 41)
.....

PROSPECTIVE

The Local Government and Housing Act 1989 (c. 42)
.....

PROSPECTIVE

Pensions Act 1995 (c. 26)
.....

PROSPECTIVE

The Welfare Reform and Pensions Act 1999
.....

Status:

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Changes to legislation:

There are currently no known outstanding effects for the Family Law Act 1996, Part I.