



# Maintenance Orders Act 1950

1950 CHAPTER 37 14 Geo 6

## PART I

### JURISDICTION

#### *Jurisdiction of Scottish Courts*

#### **9 Contributions under Children and Young Persons (Scotland) Act 1937, and National Assistance Act 1948.**

- (1) A court in Scotland shall have jurisdiction in proceedings against a person residing in England or Northern Ireland—
- (a) .....<sup>F1</sup>
  - [<sup>F2</sup>(aa) for a contribution order under section 80 of the <sup>M1</sup>Social Work (Scotland) Act 1968 (enforcement of duty to make contributions by parents in respect of their children while in the care of a local authority under Part II of that Act or under a supervision requirement);]
  - (b) [<sup>F3</sup>for an order under section forty-three [<sup>F4</sup>or the said section 80] of the <sup>M2</sup>National Assistance Act 1948 (which provides for the recovery from spouses or parents of sums in respect of assistance given under that Act).]
  - [<sup>F5</sup>(c) for an order under section 18 of the Supplementary Benefits Act 1976 (which provides for the recovery of expenditure on supplementary benefits from persons liable for maintenance).]
  - [<sup>F6</sup>(d) for an order under [<sup>F7</sup>section 106 of the Social Security Administration Act 1992] (which provides for the recovery of expenditure on income support [<sup>F8</sup>or universal credit] from such persons);]
- (2) A court in Scotland by which an order has been made under the said section ninety-one [<sup>F9</sup>or the said section forty-three ] [<sup>F4</sup>or the said section 80] [<sup>F10</sup>or the said section 18] [<sup>F11</sup>or the said section [<sup>F12</sup>106]] shall have jurisdiction in proceedings against a person residing in England or Northern Ireland for the revocation or variation of that order.

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**Changes to legislation:** Maintenance Orders Act 1950, Section 9 is up to date with all changes known to be in force on or before 06 July 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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### Textual Amendments

- F1** S. 9(1)(a) repealed by [Civil Jurisdiction and Judgments Act 1982](#) (c. 27, SIF 45:3), ss. 52, 54, **Sch. 14**
- F2** S. 9(1)(aa) inserted by [Social Work \(Scotland\) Act 1968](#) (c. 49), **Sch. 8 para. 33(1)**
- F3** S. 9(1)(b) repealed (E.W.) (6.4.2009) by [Health and Social Care Act 2008](#) (c. 14), s. 170(3)(4), **Sch. 15 Pt. 5** (with [Sch. 13](#)); S.I. 2009/462, art. 4(c); S.I. 2009/631, art. 2(c)
- F4** Words inserted by [Social Work \(Scotland\) Act 1968](#) (c. 49), **Sch. 8 para. 33(2)**
- F5** S. 9(1)(c) inserted by [Supplementary Benefits Act 1976](#) (c. 71), **Sch. 7 para. 10(a)**
- F6** S. 9(1)(d) added by [Social Security Act 1986](#) (c. 50, SIF 113:1), ss. 86, 87, 88, **Sch. 10 Pt. II para. 36(a)**
- F7** Words in s. 9(1)(d) substituted (1.7.1992) by [Social Security \(Consequential Provisions\) Act 1992](#) (c. 6), ss. 4, 7(2), **Sch. 2 para. 3(1)(b)**.
- F8** Words in s. 9(1)(d) inserted (29.4.2013) by [The Universal Credit \(Consequential, Supplementary, Incidental and Miscellaneous Provisions\) Regulations 2013](#) (S.I. 2013/630), regs. 1(2), **2(3)**
- F9** Words in s. 9(2) repealed (E.W.) (6.4.2009) by [Health and Social Care Act 2008](#) (c. 14), s. 170(3)(4), **Sch. 15 Pt. 5** (with [Sch. 13](#)); S.I. 2009/462, art. 4(c); S.I. 2009/631, art. 2(c)
- F10** Words inserted by [Supplementary Benefits Act 1976](#) (c. 71), **Sch. 7 para. 10(b)**
- F11** Words inserted by [Social Security Act 1986](#) (c. 50, SIF 113:1), ss. 86, 87, 88, **Sch. 10 Pt II para. 36(b)**
- F12** Words in s. 9(2) substituted (1.7.1992) by [Social Security \(Consequential Provisions\) Act 1992](#) (c. 6), ss. 4, 7(2), **Sch. 2 para. 3(2)**.

### Modifications etc. (not altering text)

- C1** S. 9(1)(2) amended by [Merchant Shipping Act 1970](#) (c. 36), **s. 17(7)**
- C2** S. 9(1)(2) amended (1.1.1996) by [1995 c. 21](#), **ss. 40(7)**, 316(2) (with s. 312(1))

### Marginal Citations

- M1** 1968 c. 49.
- M2** 1948 c. 29.

**Changes to legislation:**

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**Changes and effects yet to be applied to :**

- s. 9(1)(d) repealed by [2009 c. 24 Sch. 7 Pt. 1](#)
- s. 9(2) words repealed by [2009 c. 24 Sch. 7 Pt. 1](#)