

SCHEDULE

Amendment of primary and secondary legislation

PART 1

Amendment of primary legislation

Amendment of the Matrimonial Causes Act 1973

6.—(1) The Matrimonial Causes Act 1973(1) is amended as follows.

(2) In section 27 (financial provision orders in cases of neglect to maintain), for subsection (2), substitute—

“(2) The court may not entertain an application under this section unless—

- (a) the applicant or the respondent is domiciled in England and Wales on the date of the application;
- (b) the applicant has been habitually resident there throughout the period of one year ending with that date; or
- (c) the respondent is resident there on that date.”.

(3) In section 35 (alteration of agreements by court during lives of parties)—

- (a) in subsection (1), omit “, subject to subsections (1A) and (3) below,”;
- (b) omit subsection (1A).

(4) In section 52 (interpretation), in subsection (1), omit the definition of “the Maintenance Regulation”.

(1) 1973 c. 18, amended by S.I. 2011/1484; there are other amending instruments but none is relevant.