SCHEDULES

SCHEDULE 1

ATTACHMENT OF EARNINGS ORDERS

Variation of order

6.—(1) Where the collection officer makes an attachment of earnings order, the collection officer may, whether on an application by the debtor or on the officer's own motion, vary the order.

(2) Where a court has made an attachment of earnings order, the court may, whether on an application by the debtor or the collection officer or on its own motion, vary the order.

(3) An attachment of earnings order may be varied under this paragraph only if—

(a) there has been a change in the debtor's circumstances—

(i) which the collection officer or court (as the case may be) considers relevant, or

(ii) which is of a description such as may be specified in regulations, and

(b) the collection officer or court considers the variation appropriate.

(4) Where an attachment of earnings order is varied under this paragraph, the order as varied must be served on the employer; and paragraph 1(2) applies to the order as varied.

(5) Where an attachment of earnings order as varied under this paragraph is served on the debtor's employer, the employer must comply with the order as varied.

(6) A person commits an offence if the person fails, without reasonable excuse, to comply with an attachment of earnings order as varied under this paragraph that is served on that person.

(7) But a person does not incur liability, whether under sub-paragraph (6) or otherwise, for a failure to comply with the order before the end of seven days beginning with the date of service.

Commencement Information

I1 Sch. 1 para. 6(1)(2) in operation at 1.6.2018 by S.R. 2018/99, **art. 2(b)**

I2 Sch. 1 para. 6(3)(a)(i)(b) in operation at 1.6.2018 by S.R. 2018/99, **art. 2(b)**

I3 Sch. 1 para. 6(3)(a)(ii) in operation at 3.10.2016 for specified purposes by S.R. 2016/248, **art. 4(l)(ii)**

I4 Sch. 1 para. 6(3)(a)(ii) in operation at 1.6.2018 in so far as not already in operation by S.R. 2018/99, **art. 2(b)**

I5 Sch. 1 para. 6(4)-(7) in operation at 1.6.2018 by S.R. 2018/99, **art. 2(b)**

Changes to legislation:
There are currently no known outstanding effects for the Justice Act (Northern Ireland) 2016, Paragraph 6.