

SCHEDULES

SCHEDULE 1

FINANCIAL PROVISION FOR CHILDREN

Orders for financial relief for persons over 18

- 3.—(1) If, on an application by a person who has reached the age of 18, it appears to the court—
- (a) that the applicant is, will be or (if an order were made under this paragraph) would be receiving instruction at an educational establishment or undergoing training for a trade, profession or vocation, whether or not while in gainful employment; or
 - (b) that there are special circumstances which justify the making of an order under this paragraph,
- the court may make one or both of the orders mentioned in sub-paragraph (2).
- (2) The orders are—
- (a) an order requiring either or both of the applicant’s parents to pay to the applicant such periodical payments, for such term, as may be specified in the order;
 - (b) an order requiring either or both of the applicant’s parents to pay to the applicant such lump sum as may be so specified.
- (3) An application may not be made under this paragraph by any person if, immediately before he reached the age of 16, a periodical payments order was in force with respect to him.
- (4) No order shall be made under this paragraph at a time when the parents of the applicant are living with each other in the same household.
- (5) An order under sub-paragraph (2)(a) may be varied or discharged by a subsequent order made on the application of any person by or to whom payments were required to be made under the previous order.
- (6) In sub-paragraph (3) “periodical payments order” means an order made under—
- (a) this Schedule;
 - (b) Article 25 or 29 of the Matrimonial Causes (Northern Ireland) Order 1978(1); or
 - (c) the Domestic Proceedings (Northern Ireland) Order 1980(2);
- for the making or securing of periodical payments.
- (7) The powers conferred by this paragraph shall be exercisable at any time.
- (8) Where the court makes an order under this paragraph it may while that order remains in force make further such orders.

(1) 1978 NI 15
(2) 1980 NI 5