



Children Act 1975

1975 CHAPTER 72

PART II

CUSTODY

Custodianship orders

35 Revocation and variation of orders

- (1) An authorised court may by order revoke a custodianship order on the application of—
 - (a) the custodian, or
 - (b) the mother or father, or a guardian, of the child, or
 - (c) any local authority in England or Wales.
- (2) The court shall not proceed to hear an application made by any person for the revocation of a custodianship order where a previous such application made by the same person was refused by that or any other court unless—
 - (a) in refusing the previous application the court directed that this subsection should not apply, or
 - (b) it appears to the court that because of a change in circumstances or for any other reason it is proper to proceed with the application.
- (3) The custodian of a child may apply to an authorised court for the revocation or variation of any order made under section 34 in respect of that child.
- (4) Any other person on whose application an order under section 34 was made, or who was required by such an order to contribute towards the maintenance of the child, may apply to an authorised court for the revocation or variation of that order.
- (5) Any order made under section 34 in respect of a child who is the subject of a custodianship order shall cease to have effect on the revocation of the custodianship order.

Status: This is the original version (as it was originally enacted).

- (6) A custodianship order made in respect of a child, and any order made under section 34 in respect of the child, shall cease to have effect when the child attains the age of 18 years.