



Matrimonial Homes and Property Act 1981

1981 CHAPTER 24

PART II

ORDERS FOR SALE OF PROPERTY

8 Amendments consequential on powers of court to order sale of property.

- (1) ^{F1}
- (2) In section 31 of the said Act of 1973 (which provides for the variation and discharge of certain orders for financial relief)—
- (a) at the end of subsection (2) there shall be inserted the following paragraph—
- “*(f)* any order made under section 24A(1) above for the sale of property”;
- (b) in subsection (6) for the words “may be made by the person entitled to payments under the order” there shall be substituted the words “(and to any order made under section 24A(1) above which requires the proceeds of sale of property to be used for securing those payments) may be made by the person entitled to payments under the periodical payments order.”
- (3) In paragraph 11 of Schedule 1 to the ^{M1}Domicile and Matrimonial Proceedings Act 1973 (which relates to the effect on an order for periodical payments of the stay of proceedings for divorce, judicial separation or nullity of marriage) after sub-paragraph (3) there shall be inserted the following sub-paragraph—
- “(3A)
Where any such order as is mentioned in paragraph (e) of section 23(1) of the Matrimonial Causes Act 1973, being an order made under section 23(1) or (2)(a) of that Act, ceases to have effect by virtue of sub-paragraph (2) or (3) above, any order made under section 24A(1) of that Act which requires the proceeds of sale of property to be used for securing periodical payments under the first mentioned order shall also cease to have effect.”

Changes to legislation: There are currently no known outstanding effects for the Matrimonial Homes and Property Act 1981, Section 8. (See end of Document for details)

Textual Amendments

- F1** S. 8(1) repealed by [Matrimonial and Family Proceedings Act 1984 \(c. 42, SIF 49:3\)](#), ss. 46(3), 48(2), [Sch. 3](#)

Modifications etc. (not altering text)

- C1** The text of ss. 4(1), 7, 8(2)(3), 10(2), Sch. 3 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

- M1** [1973 c. 45](#).

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