

SCHEDULES

SCHEDULE 3

CUSTODY ORDERS

PART I

ENGLAND AND WALES

- 1 (1) An order made by a court in England and Wales under any of the following enactments—
 - (a) section 7(2) of the Family Law Reform Act 1969 ;
 - (b) subsection (2) of section 1 of the Children and Young Persons Act 1969 (being an order made in pursuance of subsection (3)(c) of that section otherwise than in a case where the condition mentioned in subsection (2)(f) is satisfied with respect to the child);
 - (c) section 15(1) of the Children and Young Persons Act 1969 (being a care order made on the discharge of a supervision order other than a supervision order made in a case where the condition mentioned in section 1(2)(f) of that Act was satisfied with respect to the child);
 - (d) section 9(1), 10(1)(a) or 11(a) of the Guardianship of Minors Act 1971 ;
 - (e) section 42(1) or (2) or 43(1) of the Matrimonial Causes Act 1973 ;
 - (f) section 2(2)(b), (4)(b) or (5) of the Guardianship Act 1973 ;
 - (g) section 17(1)(b), 33(1), 36(2) or 36(3)(a) of the Children Act 1975 or section 2(2)(b) or (4)(b) of the Guardianship Act 1973 as applied by section 34(5) of the Children Act 1975 ;
 - (h) section 8(2)(a), 10(1) or 19(1)(ii) of the Domestic Proceedings and Magistrates' Courts Act 1978 ;
 - (i) section 26(1)(b) of the Adoption Act 1976.
- (2) After the commencement of section 26(1)(b) of the Adoption Act 1976 paragraph (g) of sub-paragraph (1) above shall have effect with the omission of the reference to section 17(1)(b) of the Children Act 1975.
- 2 An order made by the High Court in the exercise of its jurisdiction relating to wardship so far as it gives the care and control of a child to any person.
- 3 An order made by the Secretary of State under section 25(1) of the Children and Young Persons Act 1969 (except where the order superseded was made under section 74(1)(a) or (b) or 78(1) of the Children and Young Persons Act (Northern Ireland) 1968 or was made under section 97(2)(a) of that Act on a complaint by a person under whose supervision the child had been placed by an order under section 74(1)(c) of that Act).
- 4 An authorisation given by the Secretary of State under section 26(2) of the Children and Young Persons Act 1969 (except where the relevant order, within the meaning

Status: This is the original version (as it was originally enacted).

of that section, was made by virtue of the court which made it being satisfied that the child was guilty of an offence).