



Family Law Act 1996

1996 CHAPTER 27

PART IV

FAMILY HOMES AND DOMESTIC VIOLENCE

Further provisions relating to occupation and non-molestation orders

46 Undertakings

- (1) In any case where the court has power to make an occupation order or non-molestation order, the court may accept an undertaking from any party to the proceedings.
- (2) No power of arrest may be attached to any undertaking given under subsection (1).
- (3) The court shall not accept an undertaking under subsection (1) in any case where apart from this section a power of arrest would be attached to the order.
- (4) An undertaking given to a court under subsection (1) is enforceable as if it were an order of the court.
- (5) This section has effect without prejudice to the powers of the High Court and the county court apart from this section.