

SCHEDULES

SCHEDULE 11

TRANSFER OF JURISDICTION TO FAMILY COURT

PART 1

AMENDMENTS OF ENACTMENTS

Maintenance Orders (Reciprocal Enforcement) Act 1972 (c. 18)

- 33 In section 7 (confirmation of order made in reciprocating country)—
- (a) in subsection (5A) (court to exercise one of its powers under subsection (5B) upon confirming order)—
 - (i) for “a magistrates’ court in England and Wales” substitute “the family court”, and
 - (ii) for “shall” substitute “may”,
 - (b) in subsection (5B) (available powers)—
 - (i) in each of paragraphs (a) and (b) for the words from “the designated” to “Wales” substitute “the court”,
 - (ii) in paragraph (b) for “59(6) of the Magistrates’ Courts Act 1980” substitute “1(5) of the Maintenance Enforcement Act 1991”,
 - (c) in subsection (5C) (deciding on exercise of powers)—
 - (i) for “which of the” substitute “whether to exercise any of its”, and
 - (ii) omit “it is to exercise”, and
 - (d) in subsection (5D) (power to require account to be opened) for “Subsection (4) of section 59 of the Magistrates’ Courts Act 1980” substitute “Subsection (6) of section 1 of the Maintenance Enforcement Act 1991”.