

SCHEDULES

SCHEDULE 11

TRANSFER OF JURISDICTION TO FAMILY COURT

PART 1

AMENDMENTS OF ENACTMENTS

Matrimonial and Family Proceedings Act 1984 (c. 42)

- 92 (1) Section 38 (transfer of family proceedings from High Court to county court) is amended as follows.
- (2) In subsection (1) (High Court's power to transfer proceedings) for "a county court" substitute "the family court."
- (3) In subsection (2) (proceedings which are transferable under the section)—
- (a) in the words before paragraph (a), for "to a county court" substitute "to the family court",
 - (b) in paragraph (a) (proceedings commenced in High Court that are within jurisdiction of county court) for the words after "jurisdiction of" substitute "the family court", and
 - (c) in paragraph (c) (certain proceedings transferred to the High Court) omit the words from "from" to "county court".
- (4) Omit subsections (3) to (3B) (identifying county court to which transfer to be made).
- (5) In subsection (5) (transferee court has jurisdiction), in the words before paragraph (a), for the words after "to" substitute "the family court under this section, the family court—".
- (6) In the heading omit "to county court".