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STATUTORY INSTRUMENTS

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**1997 No. 2671 (L.40)**

**FAMILY PROCEEDINGS**

**SUPREME COURT OF ENGLAND AND WALES**

**COUNTY COURTS**

**The Family Proceedings Fees (Amendment) (No. 4) Order 1997**

*Made* - - - - *5th November 1997*

*Coming into force* - - *1st December 1997*

The Lord Chancellor, in exercise of the powers conferred on him by section 41 of the Matrimonial and Family Proceedings Act 1984<sup>(1)</sup>, and of all other powers enabling him in that behalf, with the concurrence of the Treasury, hereby makes the following Order:

**Citation and commencement**

1. This Order may be cited as the Family Proceedings Fees (Amendment) (No. 4) Order 1997 and shall come into force on 1st December 1997.

**Amendment to the Family Proceedings Fees Order 1991**

2. Article 3 of the Family Proceedings Fees Order 1991<sup>(2)</sup> shall be amended as follows—
- (a) the existing article shall be re-numbered as article 3(1);
  - (b) in sub-paragraph (b) of the new paragraph (1), for the words from “income support” to “1992” there shall be substituted “any qualifying benefit”;
  - (c) after the new paragraph (1) there shall be inserted the following new paragraph—

“(2) The following are qualifying benefits for the purposes of paragraph (1)(b) above: income support, family credit and disability working allowance under Part VII of the Social Security Contributions and Benefits Act 1992<sup>(3)</sup>, and income-based jobseeker’s allowance under the Jobseekers Act 1995<sup>(4)</sup>.”.

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(1) 1984 c. 42.

(2) S.I.1991/2114; article 3 was amended by S.I. 1995/2628, 1996/3190 and 1997/788 and 1080.

(3) 1992 c. 4.

(4) 1995 c. 18.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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Dated 30th October 1997

*Irvine of Lairg, C.*

We concur,

Dated 5th November 1997

*Graham Allen*  
*Jon Owen Jones*  
Two of the Lords Commissioners of Her  
Majesty's Treasury

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order amends the Family Proceedings Fees Order 1991 so as to extend the exemption from payment of court fees to those in receipt of disability working allowance or income-based jobseeker's allowance.