

SCHEDULES

SCHEDULE 10

THE FAMILY COURT

PART 2

THE FAMILY COURT: FURTHER AMENDMENTS

Maintenance Orders Act 1958 (c. 39)

- 10 (1) Section 5 (cancellation of registration) is amended as follows.
- (2) In subsection (2) for “a magistrates’ court” substitute “the family court”.
- (3) Omit subsection (3) (orders registered in High Court).
- (4) In subsection (4)(c)(ii) for “a magistrates’ court”, in both places, substitute “the family court”.
- (5) In subsection (5)—
- (a) in the words before paragraph (a), and in the words after paragraph (b), omit “or county court”, and
 - (b) for paragraphs (a) and (b) substitute—
 - “(a) any order which requires payments under the order in question to be made by any method of payment falling within section 1(5) of the Maintenance Enforcement Act 1991 (standing order, etc), other than an order which requires payments to be made to the family court, is to continue to have effect, and
 - (b) any order which requires payments under the order in question to be made to the family court (whether or not by any method of payment falling within section 1(5) of the Maintenance Enforcement Act 1991) is to cease to have effect;”.
- (6) Omit subsection (6) (registration of a magistrates’ court order).
- (7) In subsection (7)—
- (a) for “subsections (5) and (6)” substitute “subsection (5)”, and
 - (b) omit “and “magistrates’ court order””.