1994 No. 259

FAMILY LAW

CHILD SUPPORT

The Child Support (Northern Ireland) Order 1991 (Consequential Amendments) Order (Northern Ireland) 1994

Made	*1st July 1994*
Coming into operation . .	*15th August 1994*

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 51(1) of the Child Support (Northern Ireland) Order 1991(**a**) and of all other powers enabling it in that behalf, hereby makes the following order:

Citation and commencement

1. This order may be cited as the Child Support (Northern Ireland) Order 1991 (Consequential Amendments) Order (Northern Ireland) 1994 and shall come into operation on 15th August 1994.

Amendment of the Magistrates' Courts Order

2.—(1) Article 85 of the Magistrates' Courts (Northern Ireland) Order 1981(**b**) shall be amended in accordance with paragraphs (2) to (4).

(2) After paragraph (1) there shall be inserted the following paragraph—

"(1A) No order made by a court of summary jurisdiction under paragraph (1) shall have effect at any time when the Department of Health and Social Services is arranging for the collection of periodical payments.".

(3) In paragraph (3) for the words from "unless" to the end there shall be substituted "unless—

(i) the Department of Health and Social Services is arranging for the collection of periodical payments; or

(ii) upon representations expressly made in that behalf by the applicant for the order the court is satisfied that it is undesirable to do so,

exercise its powers under this Article and where the court does so the collecting officer through whom payments are ordered to be made may be

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(**a**) S.I. 1991/2628 (N.I. 23)

(**b**) S.I. 1981/1675 (N.I. 26); Article 85 is amended by Article 7 of the Family Law (Northern Ireland) Order 1993 (S.I. 1993/1576 (N.I. 6)) but the amending provisions have yet to be brought into operation