1989 No. 302

MAGISTRATES' COURTS

Magistrates' Courts (Maintenance and Affiliation) (Amendment) Rules (Northern Ireland) 1989

Made	*26th July 1989*
Coming into operation . .	*1st September 1989*

The Lord Chancellor, in exercise of the powers conferred upon him by Article 13 of the Magistrates' Courts (Northern Ireland) Order 1981(**a**), on the advice of the Magistrates' Courts Rules Committee and after consultation with the Lord Chief Justice, hereby makes the following rules:—

Citation and commencement

1. These Rules may be cited as the Magistrates' Courts (Maintenance and Affiliation) (Amendment) Rules (Northern Ireland) 1989 and shall come into operation on 1st September 1989.

Interpretation

2. In these Rules "the Principal Rules" means the Magistrates' Courts (Maintenance and Affiliation) Rules (Northern Ireland) 1966(**b**) and a Rule or Form referred to by number means the Rule or Form so numbered in the Principal Rules.

Amendment of the Principal Rules

3.—(1) In Rule 6—

(*a*) for the heading there shall be substituted the following heading—

"Registration of High Court or county court order in a court of summary jurisdiction";

(*b*) after the words "High Court" where they first occur there shall be inserted the words "or an officer of a county court";

(*c*) after the words "High Court" where they secondly occur there shall be inserted the words "or a county court".

(2) In Rule 7 after the words "High Court" where they occur in paragraphs (1), (2) and (4) there shall be inserted the words "or a county court".

(3) In Rule 8 after the words "High Court" there shall be inserted the words "or a county court".

(**a**) S.I. 1981/1675 (N.I. 26)
(**b**) S.R. & O. 1966 No. 292

(4) In Rule 9—

(*a*) after the words ''High Court'' where they first occur in paragraphs (1) and (2), there shall be inserted the words ''or a county court and'';

(*b*) after the words ''High Court'' where they first occur in paragraph (3) there shall be inserted the words ''or a county court'';

(*c*) after the words ''High Court'' where they otherwise occur in paragraphs (1), (2) and (3) there shall be inserted the words ''or the county court'';

(*d*) in paragraph (5) after the words ''High Court'' there shall be inserted the words ''or to the officer of the county court''.

(5) In Rule 10—

(*a*) for the heading there shall be substituted the following heading—

''Notices received from the High Court, or a county court or from a person entitled to payments'';

(*b*) after paragraph (*b*) there shall be inserted the following paragraph—

''(*bb*) of the discharge or variation by a county court of a maintenance order made in a county court registered in a court of summary jurisdiction''.

4. For Forms 9, 10, 12, 13 and 14 there shall be substituted the new forms set out in the Schedule.

Dated 26th July 1989 *Mackay of Clashfern*, C.

SCHEDULE Rule 4

MAINTENANCE AND AFFILIATION ORDERS ACT (NORTHERN IRELAND) 1966

(Section 15(4) and Rule 7(1))

FORM 9

Notice that payments under a maintenance order made by the High Court or a county court have ceased to be payable through an officer or person on behalf of the person entitled thereto

TAKE NOTICE that the sums payable by you under

(*insert particulars of maintenance order*) made on the day of 19 , by the [High Court] [the county court for the Division of]* and registered in this court under Part II of the Maintenance and Affiliation Orders Act (Northern Ireland) 1966 have ceased to be payable through (*insert name of officer or person*) and any such payments shall, as from the date of this notice, become payable to (*insert name of person to whom future payments may be made*).

Dated the day of 19 .

Clerk of Petty Sessions for the Petty Sessions District of in the County Court Division of

To:

*Delete if inapplicable