1978 No. 193

MAGISTRATES' COURTS

Magistrates' Courts (Costs in Affiliation and Separation and Maintenance Proceedings) (Amendment) Rules (Northern Ireland) 1978

Made . . . . . 13*th July* 1978

Coming into operation . . . 1*st September* 1978

To be laid before Parliament

The Secretary of State in pursuance of section 23 of the Magistrates' Courts Act (Northern Ireland) 1964(**a**) on the recommendation 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 (Costs in Affiliation and Separation and Maintenance Proceedings) (Amendment) Rules (Northern Ireland) 1978 and shall come into operation on 1st September 1978.

Amendment to Rules of 1966

2.—(1) In rule 1(1) of the Magistrates' Courts (Costs in Affiliation and Separation and Maintenance Proceedings) Rules (Northern Ireland) 1966(**b**) after sub-paragraph (*e*) there shall be added the following sub-paragraph:

"(*f*) the Maintenance Orders (Reciprocal Enforcement) Act 1972;".

(2) In the schedule to those rules for the expression "£30.00" in both places where it occurs there shall be substituted the expression "£60.00".

Roy Mason
One of Her Majesty's Principal Secretaries of State

Northern Ireland Office
13th July 1978

EXPLANATORY NOTE

(This note is not part of the rules but is intended to indicate their general purport.)

These rules amend the Magistrates' Courts (Costs in Affiliation and Separation and Maintenance Proceedings) Rules (Northern Ireland) 1966 so as to include proceedings under the Maintenance Orders (Reciprocal Enforcement) Act 1972 and to increase from £30 to £60 the maximum figure for costs recoverable in respect of a solicitor's remuneration and outlay or for counsel's fees, respectively, in affiliation and maintenance proceedings.

(**a**) 1964 c. 21 (N.I.) as modified by S.I. 1973/2163 (1973 III, p. 7541)
(**b**) S.R. & O. 1966 No. 277 (p. 889) as amended by S.R. & O. 1973 No. 534 (II, p. 3062)