**1974. No. 336**

## MAGISTRATES' COURTS

**Summary Jurisdiction (Separation and Maintenance) (Amendment) Rules (Northern Ireland) 1974**

*Made* . . . . . 31*st December* 1974

*Coming into operation* . . . 17*th February* 1975

*To be laid before Parliament*

The Secretary of State(**a**) in pursuance of section 23 of the Magistrates' Courts Act (Northern Ireland) 1964(**b**), 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 Summary Jurisdiction (Separation and Maintenance) (Amendment) Rules (Northern Ireland) 1974 and shall come into operation on 17th February 1975.

*Amendment of Rules of* 1946

**2.** After rule 1 of the Summary Jurisdiction (Separation and Maintenance) Rules (Northern Ireland) 1946(**c**) there shall be inserted the following rule:

"**1A.**—(1) Notwithstanding anything in Rule 6(2) of the Magistrates' Courts Rules (Northern Ireland) 1965(**d**), where a summons is issued on a complaint for an order under section 3 of the Act alleging adultery by the defendant, particulars of the adultery shall not be stated in the summons.

(2) Where the defendant or his solicitor in writing requests any such particulars, the complainant shall forthwith furnish such particulars in writing to the defendant or his solicitor and to the clerk of petty sessions".

*Merlyn Rees,*
One of Her Majesty's Principal Secretaries of State

Northern Ireland Office
31st December 1974

(**a**) Formerly the Minister of Home Affairs for Northern Ireland; *see* S.I. 1973/2163.
(**b**) 1964 c. 21 (N.I.).
(**c**) S.R. & O. (N.I.) 1946, No. 161.
(**d**) S.R. & O. (N.I.) 1965, No. 206.