

SCHEDULES

SCHEDULE 1

FINANCIAL PROVISION FOR CHILDREN

Orders for financial relief against parents

- 1 (1) On an application made by a parent or guardian of a child, or by any person in whose favour a residence order is in force with respect to a child, the court may—
- (a) in the case of an application to the High Court or a county court, make one or more of the orders mentioned in sub-paragraph (2);
 - (b) in the case of an application to a magistrates' court, make one or both of the orders mentioned in paragraphs (a) and (c) of that sub-paragraph.
- (2) The orders referred to in sub-paragraph (1) are—
- (a) an order requiring either or both parents of a child—
 - (i) to make to the applicant for the benefit of the child; or
 - (ii) to make to the child himself,such periodical payments, for such term, as may be specified in the order;
 - (b) an order requiring either or both parents of a child—
 - (i) to secure to the applicant for the benefit of the child; or
 - (ii) to secure to the child himself,such periodical payments, for such term, as may be so specified;
 - (c) an order requiring either or both parents of a child—
 - (i) to pay to the applicant for the benefit of the child; or
 - (ii) to pay to the child himself,such lump sum as may be so specified;
 - (d) an order requiring a settlement to be made for the benefit of the child, and to the satisfaction of the court, of property—
 - (i) to which either parent is entitled (either in possession or in reversion); and
 - (ii) which is specified in the order;
 - (e) an order requiring either or both parents of a child—
 - (i) to transfer to the applicant, for the benefit of the child; or
 - (ii) to transfer to the child himself,such property to which the parent is, or the parents are, entitled (either in possession or in reversion) as may be specified in the order.
- (3) The powers conferred by this paragraph may be exercised at any time.
- (4) An order under sub-paragraph (2)(a) or (b) may be varied or discharged by a subsequent order made on the application of any person by or to whom payments were required to be made under the previous order.

Status: This is the original version (as it was originally enacted).

- (5) Where a court makes an order under this paragraph—
- (a) it may at any time make a further such order under sub-paragraph (2)(a), (b) or (c) with respect to the child concerned if he has not reached the age of eighteen;
 - (b) it may not make more than one order under sub-paragraph (2)(d) or (e) against the same person in respect of the same child.
- (6) On making, varying or discharging a residence order the court may exercise any of its powers under this Schedule even though no application has been made to it under this Schedule.