
STATUTORY RULES OF NORTHERN IRELAND

1999 No. 61

The Family Homes and Domestic Violence (Allocation of Proceedings) Order (Northern Ireland) 1999

Transfer from court of summary jurisdiction to county court

7.—(1) A court of summary jurisdiction shall, in application or of its own motion transfer proceedings under the 1998 Order to a county court where it considers that it would be appropriate for those proceedings to be heard together with other family proceedings which are pending on that court.

(2) A court of summary jurisdiction shall, on application or of its own motion, transfer proceedings under the 1998 Order to a family care centre where—

- (a) it considers that those proceedings are exceptionally complex or involve—
 - (i) a conflict with the law of another jurisdiction;
 - (ii) some novel and difficult point of law; or
 - (iii) some question of general public interest;
- (b) a child under the age of eighteen is the respondent to the application or wishes to become a party to the proceedings; or
- (c) a party to the proceedings is a person who, by reason of mental disorder within the meaning of the Mental Health (Northern Ireland) Order 1986(1), is incapable of managing and administering his property and affairs.