

SCHEDULE

Amendment of primary and secondary legislation

PART 1

Amendment of primary legislation

Amendment of the Civil Jurisdiction and Judgments Act 1982

- 20.**—(1) The Civil Jurisdiction and Judgments Act 1982(1) is amended as follows.
- (2) In section 1 (interpretation of references to the Conventions and Contracting States)—
- (a) in subsection (1), omit the definition of “the Maintenance Regulation”;
 - (b) in subsection (3), omit the definition of “Maintenance Regulation State”.
- (3) In section 16 (allocation within UK of jurisdiction in certain civil proceedings), in subsection (4), omit “Schedule 6 to the Civil Jurisdiction and Judgments (Maintenance) Regulations 2011.”.
- (4) In section 18 (enforcement of UK judgments in other parts of the UK), in subsection (7), omit “or by virtue of the Civil Jurisdiction and Judgments (Maintenance) Regulations 2011”.
- (5) In section 20 (rules as to jurisdiction in Scotland), omit subsection (3)(b) and the “and” preceding it.
- (6) In section 24 (interim relief and protective measures in cases of doubtful jurisdiction)—
- (a) in subsection (1), omit paragraph (d);
 - (b) in subsection (2), omit paragraph (d).
- (7) In section 25 (interim relief in England and Wales and Northern Ireland in the absence of substantive proceedings)—
- (a) in subsection (1)—
 - (i) in paragraph (a), omit “or a Maintenance Regulation State”;
 - (ii) in paragraph (b), omit—
 - (aa) “within the scope of the Maintenance Regulation as determined by Article 1 of that Regulation,”;
 - (bb) “, the Maintenance Regulation,”;
 - (b) in subsection (3)—
 - (i) in paragraph (a), omit “or a Maintenance Regulation State”;
 - (ii) in paragraph (b), omit “the Maintenance Regulation as determined by Article 1 of that Regulation”.
- (8) In section 27 (provisional and protective measures in Scotland in the absence of substantive proceedings)—
- (a) in subsection (2)—
 - (i) in paragraph (a), omit “in another Maintenance Regulation State,”;
 - (ii) in paragraph (b), omit “is within scope of the Maintenance Regulation as determined by Article 1 of that Regulation or”;
 - (b) in subsection (3)—
 - (i) in paragraph (a), omit “Maintenance Regulation State or”;

(1))1982 c. 27, amended by S.I. 2011/1484; there are other amending instruments but none is relevant.

- (ii) in paragraph (b), omit “the Maintenance Regulation as determined by Article 1 of that Regulation or”;
 - (iii) in paragraph (d), omit “Maintenance Regulation State”.
- (9) In section 28 (application of s 1 of Administration of Justice (Scotland) Act 1972), omit subsection (2).
- (10) In section 32 (overseas judgments given in proceedings brought in breach of agreement for settlement of disputes), in subsection (4), in paragraph (a) omit “or the Maintenance Regulation”.
- (11) In section 33 (certain steps not to amount to submission to jurisdiction of overseas court), in subsection (2), omit “the Maintenance Regulation or”.
- (12) In section 48 (matters for which rules of court may provide)—
- (a) in subsection (1), omit “the Maintenance Regulation,”;
 - (b) in subsection (2), omit—
 - (i) paragraph (b);
 - (ii) paragraph (c);
 - (c) in subsection (3)—
 - (i) omit “the Maintenance Regulation,”;
 - (ii) in paragraph (a), in both places, omit “Maintenance Regulation State or”;
 - (iii) in paragraph (b), omit “Maintenance Regulation States or”;
 - (iv) in paragraph (e), omit “Maintenance Regulation State or”;
 - (v) in paragraph (g), omit “Maintenance Regulation States or”.
- (13) In section 50 omit the definitions of—
- (a) “the Maintenance Regulation”;
 - (b) “Maintenance Regulation State”.