

SCHEDULE

Amendment of primary and secondary legislation

PART 1

Amendment of primary legislation

Amendment of the Children Act 1989

25.—(1) Schedule 1 (financial provision for children) to the Children Act 1989⁽¹⁾ is amended as follows.

(2) In paragraph 10 (alteration of maintenance agreements) omit—

- (a) in sub-paragraph (2), “Subject to sub-paragraph (2A),”;
- (b) sub-paragraph (2A);
- (c) sub-paragraph (2B).

(3) For paragraph 14 (jurisdiction in matters relating to maintenance) substitute—

“**14.**—(1) Where one parent of a child lives in England and Wales and the child lives outside England and Wales with—

- (a) another parent of the child;
- (b) a guardian or special guardian of the child; or
- (c) a person in whose favour a child arrangements order is in force with respect to the child,

the court has power, on an application made by any of the persons mentioned in paragraphs (a) to (c), to make one or both of the orders mentioned in paragraph 1(2)(a) and (b) against the parent living in England and Wales.

(2) Any reference in this Act to the powers of the court under paragraph 1(2) or to an order made under paragraph 1(2) includes a reference to the powers which the court has by virtue of sub-paragraph (1) or (as the case may be) to an order made by virtue of sub-paragraph (1).”.

(1) 1989 c. 41; relevant amending instruments are S.I. 2011/1484, 2012/2814.