

Status: Point in time view as at 01/02/1991. This version of this cross heading contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the Domicile and Matrimonial Proceedings Act 1973, Cross Heading: Interpretation. (See end of Document for details)

SCHEDULES

SCHEDULE 1

STAYING OF MATRIMONIAL PROCEEDINGS (ENGLAND AND WALES)

Interpretation

- 1 The following five paragraphs have effect for the interpretation of this Schedule.
- 2 “Matrimonial proceedings” means any proceedings so far as they are one or more of the five following kinds, namely, proceedings for—
- 3 (1) “Another jurisdiction” means any country outside England and Wales.
- (2) “Related jurisdiction” means any of the following countries, namely, Scotland, Northern Ireland, Jersey, Guernsey and the Isle of Man (the reference to Guernsey being treated as including Alderney and Sark).
- 4 (1) References to the trial or first trial in any proceedings do not include references to the separate trial of an issue as to jurisdiction only.
- (2) For purposes of this Schedule, proceedings in the court are continuing if they are pending and not stayed.

PROSPECTIVE

^{F1} 4A (1) “Statement of marital breakdown” has the same meaning as in the Family Law Act 1996.

- (2) “Relevant statement” in relation to any marital proceedings, means—
- (a) the statement of marital breakdown with which the proceedings commenced; or
- (b) if the proceedings are for the conversion of a separation order into a divorce order under section 4 of the Family Law Act 1996, the statement of marital breakdown by reference to which the separation order was made.]

Textual Amendments

F1 S. 4A inserted (*prosp.*) by 1996 c. 27, ss. 19(5), 67(3), Sch. 3 para. 4 (with Sch. 9 para. 5)

- 5 Any reference in this Schedule to proceedings in another jurisdiction is to proceedings in a court of that jurisdiction, and to any other proceedings in that jurisdiction, which are of a description prescribed for the purposes of this paragraph; and provision may be made by rules of court as to when proceedings of any description in another jurisdiction are continuing for the purposes of this Schedule.
- 6 “Prescribed” means prescribed by rules of court.

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