



# Magistrates' Courts Act 1980

## 1980 CHAPTER 43

### PART V

#### APPEAL AND CASE STATED

##### *Case stated*

#### [<sup>F1</sup>111A Appeals on ground of error of law etc in family proceedings

- (1) This section applies in relation to family proceedings in a magistrates' court.
- (2) Any person who was a party to any proceeding before the court, or is aggrieved by the order, determination or other proceeding of the court, may question the proceeding on the ground that it is wrong in law or is in excess of jurisdiction by appealing to a county court.
- (3) But a person may not appeal under subsection (2) in respect of a decision if—
  - (a) the person has a right of appeal to a county court against the decision otherwise than under this section, or
  - (b) the decision is final by virtue of any enactment passed after 31<sup>st</sup> December 1879.
- (4) A notice of appeal under subsection (2) shall be filed within 21 days after the day on which the decision of the magistrates' court was given.
- (5) In this section “family proceedings” means —
  - (a) proceedings which, by virtue of section 65 of this Act, are or may be treated as family proceedings for the purposes of this Act; and
  - (b) proceedings under the Child Support Act 1991.]

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#### Textual Amendments

- F1** S. 111A inserted (6.4.2009) by The Access to Justice Act 1999 (Destination of Appeals) (Family Proceedings) Order 2009 (S.I. 2009/871), art. 4(3)

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*Status: Point in time view as at 18/06/2011. This version of this provision has been superseded.*

**Changes to legislation:** Magistrates' Courts Act 1980, Section 111A is up to date with all changes known to be in force on or before 07 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

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**Modifications etc. (not altering text)**

- C1** S. 111A applied (18.6.2011) by [The Civil Jurisdiction and Judgments \(Maintenance\) Regulations 2011 \(S.I. 2011/1484\)](#), reg. 1(1), **Sch. 1 para. 7(a)**

**Status:**

Point in time view as at 18/06/2011. This version of this provision has been superseded.

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