
Changes to legislation: There are currently no known outstanding effects for the Family Law Reform Act 1987, Paragraph 57. (See end of Document for details)

SCHEDULES

SCHEDULE 2

MINOR AND CONSEQUENTIAL AMENDMENTS

The Guardianship Act 1973 (c.29)

57 In section 5A of that Act for subsections (1) and (2) there shall be substituted the following subsections—

“(1) Where any of the following orders is made, that is to say—

- (a) an order under section 9 of the Guardianship of Minors Act 1971 which gives the right to the actual custody of a child to one of the parents of the child.
- (b) an order under section 11B of that Act which requires periodical payments to be made or secured to a parent of the child,
- (c) an interim order under section 2(4) above which gives the right to the actual custody of a child to a parent of the child,
- (d) an interim order under section 2(4A) above which requires periodical payments to be made to a parent of the child,

that order shall be enforceable notwithstanding that the parents of the child are living with each other at the date of the making of the order or that, although they are not living with each other at that date, they subsequently live with each other; but that order shall cease to have effect if after that date the parents of the child marry each other or live with each other for a period exceeding six months.

(2) Where any of the following orders is made, that is to say—

- (a) an order under section 11B of the Guardianship of Minors Act 1971 which requires periodical payments to be made or secured to a child,
- (b) an order under section 2(2) or (3) above,
- (c) an interim order under section 2(4A) requiring periodical payments to be made to a child,

then, unless the court otherwise directs, that order shall be enforceable notwithstanding that the parents of the child are living with each other at the date of the making of the order or that, although they are not living with each other at that date, they subsequently live with each other.

(2A) Where an order is made under section 11D of the Guardianship of Minors Act 1971 requiring periodical payments to be made to a person who has attained the age of eighteen, then unless the court otherwise directs, that order shall be enforceable notwithstanding that the parents of that person, although they are not living with each other at the date of the order, subsequently live with each other.”

Changes to legislation:

There are currently no known outstanding effects for the Family Law Reform Act 1987, Paragraph 57.