



Children Act 1989

1989 CHAPTER 41

PART II

ORDERS WITH RESPECT TO CHILDREN IN FAMILY PROCEEDINGS

General

11 General principles and supplementary provisions.

- (1) In proceedings in which any question of making a section 8 order, or any other question with respect to such an order, arises, the court shall (in the light of any rules made by virtue of subsection (2))—
 - (a) draw up a timetable with a view to determining the question without delay; and
 - (b) give such directions as it considers appropriate for the purpose of ensuring, so far as is reasonably practicable, that that timetable is adhered to.
- (2) Rules of court may—
 - (a) specify periods within which specified steps must be taken in relation to proceedings in which such questions arise; and
 - (b) make other provision with respect to such proceedings for the purpose of ensuring, so far as is reasonably practicable, that such questions are determined without delay.
- (3) Where a court has power to make a section 8 order, it may do so at any time during the course of the proceedings in question even though it is not in a position to dispose finally of those proceedings.
- (4) Where a residence order is made in favour of two or more persons who do not themselves all live together, the order may specify the periods during which the child is to live in the different households concerned.
- (5) Where—
 - (a) a residence order has been made with respect to a child; and

Status: Point in time view as at 30/04/2003. This version of this provision has been superseded.

Changes to legislation: Children Act 1989, Section 11 is up to date with all changes known to be in force on or before 22 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)

- (b) as a result of the order the child lives, or is to live, with one of two parents who each have parental responsibility for him,
 the residence order shall cease to have effect if the parents live together for a continuous period of more than six months.
- (6) A contact order which requires the parent with whom a child lives to allow the child to visit, or otherwise have contact with, his other parent shall cease to have effect if the parents live together for a continuous period of more than six months.
- (7) A section 8 order may—
- (a) contain directions about how it is to be carried into effect;
 - (b) impose conditions which must be complied with by any person—
 - (i) in whose favour the order is made;
 - (ii) who is a parent of the child concerned;
 - (iii) who is not a parent of his but who has parental responsibility for him;
 - or
 - (iv) with whom the child is living,
 and to whom the conditions are expressed to apply;
 - (c) be made to have effect for a specified period, or contain provisions which are to have effect for a specified period;
 - (d) make such incidental, supplemental or consequential provision as the court thinks fit.

Modifications etc. (not altering text)

C1 S. 11(3) restricted (14. 10. 1991) by S.I. 1991/1395, r.28

Commencement Information

I1 S. 11 wholly in force at 14.10.1991 see s. 108(2)(3) and S.I. 1991/828, art. 3(2)

Status:

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