

EXPLANATORY NOTE

These Rules amend the Magistrates' Courts (Reciprocal Enforcement of Maintenance Orders) Rules 1974.

The proviso to rule 9(1) of the 1974 Rules provides (in the case of a maintenance order registered in a magistrates' court) that if the court which made the order is in one of the countries and territories specified in Schedule 2 to the 1974 Rules, the justices' clerk shall send any sums received by him under the order to Crown Agents for transmission to the person to whom they are due. Rule 3 of these Rules amends rule 9(1) so as to allow the Secretary of State, in those cases where sums would normally be sent to the Crown Agents for transmission, to direct that other arrangements for payment should be made.

Rules 4 and 5 add to Schedules 1 and 2 to the 1974 Rules (transmission of documents via the Secretary of State and transmission of sums via Crown Agents) certain of the countries and territories which are designated as reciprocating countries for the purposes of Part I of the Maintenance Orders (Reciprocal Enforcement) Act 1972 by the Reciprocal Enforcement of Maintenance Orders (Designation of Reciprocating Countries) Order 1979 (S.I. 1979/115) which comes into operation on the same date as these Rules.