

SCHEDULE

AMENDMENTS TO RULES

The Magistrates' Courts (Maintenance Orders Act 1958) Rules 1959

8. After rule 5 of those Rules, there shall be inserted the following rule:

“**5A.**—(1) Where, in the exercise of the duty imposed by section 2(6ZA)(b) of the Act, or in the exercise of the powers conferred by section 3(2A) or (2B) or section 4(2A), (5A) or (5B) of the Act, a magistrates' court orders that payments under a registered order are to be made by a particular means, the clerk of the court shall record on the copy of the order the means of payment which the court has ordered and notify in writing, as soon as practicable, the person liable to make payments under the order of how payments are to be made.

(2) Where, in the exercise of any of the aforesaid powers, the court orders that payments be made by the debtor to the creditor or by the debtor to the clerk of the court or to the clerk of any other magistrates' court by a method of payment falling within section 59(6) of the Magistrates' Courts Act 1980 (standing order, etc.), the clerk of the court which makes the order to whom payments are to be made shall notify the person liable to make the payments under the order of the number and location of the account into which the payments should be made.

(3) Where, under section 60(4) of the Magistrates' Courts Act 1980, as applied by section 4(5A) of the Act or as modified by section 4(5B) of the Act, the clerk of the court receives an application from an interested party for the method of payment to be varied, the clerk shall notify in writing, as soon as practicable, that party and, where practicable, any other interested party, of the result of the application, including any decision to refer the matter to the court; where the clerk grants the application he shall record the variation on the copy of the order.”.