
STATUTORY INSTRUMENTS

2005 No. 265

**The European Communities (Jurisdiction
and Judgments in Matrimonial and Parental
Responsibility Matters) Regulations 2005**

Amendments to the Family Law Act 1986(1)

- 11.—(1) Amend section 5 (power of court to refuse application or stay proceedings) as follows.
- (2) In subsection (2), omit “other than proceedings governed by the Council Regulation,”.
- (3) At the end of paragraph (b) of that subsection insert “or”
- “(c) that it should exercise its powers under Article 15 of the Council Regulation (transfer to a court better placed to hear the case),”.
- (4) At the end of that subsection insert “or (as the case may be) exercise its powers under Article 15”.
- (5) In subsection (3), for “in accordance with subsection (2) above” substitute “by virtue of subsection (2)(a) or (b) above”.
- (6) After subsection (3), insert—
- “(3A) The court may remove a stay granted under Article 15 of the Council Regulation only in accordance with that Article.”.
- (7) In subsection (4), after “Nothing in this section” insert “so far as it relates to proceedings not governed by the Council Regulation”.