

SCHEDULE

CONSEQUENTIAL AMENDMENTS

Reciprocal Enforcement of Maintenance Orders (United States of America) Order 1995(1)

163. In Schedule 3 (Part I of the Maintenance Orders (Reciprocal Enforcement) Act 1972 applied as modified by Schedule 2 of the Order)—

- (a) in section 8 (enforcement of maintenance orders registered in United Kingdom court)—
 - (i) in subsection (3A)(a), for “justices' chief executive” substitute “designated officer”; and
 - (ii) in subsection (4A) (in the provisions substituted in section 76 of the Magistrates' Courts Act 1980 (“the 1980 Act”)), in subsection (5)(a) and (b), for “a justices' chief executive” substitute “the designated officer for the court or for any other magistrates' court”;
- (b) in section 9(1ZA) (variation of maintenance order registered in United Kingdom court)—
 - (i) in paragraph (a) (in the subsection (3A) inserted, and in subsection (4)(b) substituted, in section 60 of the 1980 Act), for “a justices' chief executive” (in each place) substitute “the designated officer for the court or for any other magistrates' court”; and
 - (ii) in paragraph (c), for “to the clerk” (substituted in subsection (5) of section 60 of the 1980 Act) substitute “to the designated officer for the court”;
- (c) in section 17(4) (proceedings in magistrates' courts), for “acting for the same petty sessions area (or, in Northern Ireland, petty sessions district)” substitute “acting in the same local justice area (or, in Northern Ireland, acting for the same petty sessions district”;
- (d) in section 18 (magistrates' courts rules)—
 - (i) in subsection (1), for the words preceding paragraph (a) substitute “Rules of court may make provision with respect to”; and in that paragraph, for “acting for a particular petty sessions area” substitute “acting in a particular local justice area” and for “acting for such other petty sessions area” substitute “acting in such other local justice area”; and
 - (ii) in subsection (1A), for “rules made under section 144 of the Magistrates' Courts Act 1980” substitute “rules of court”; and
- (e) in the definition of “prescribed” in section 21(1) (interpretation of Part I), omit—
 - (i) “in England and Wales or”,
 - (ii) “by rules made under section 144 of the Magistrates' Courts Act 1980 or”, and
 - (iii) “as the case may be”.

Commencement Information

II Sch. para. 163 in force at 1.4.2005, see [art. 1](#)

(1) [S.I.1995/2709](#), amended by [S.I. 2001/410](#). Sections 8, 9, 17, 18 and 21 of the Maintenance Orders (Reciprocal Enforcement) Act 1972 are amended by paragraphs 152 to 156 of Schedule 8 to the Courts Act 2003.

Changes to legislation:

There are currently no known outstanding effects for the The Courts Act 2003 (Consequential Provisions) (No. 2) Order 2005, Paragraph 163.