
STATUTORY INSTRUMENTS

2010 No. 2955

The Family Procedure Rules 2010

PART 9

APPLICATIONS FOR A FINANCIAL REMEDY

CHAPTER 6

GENERAL PROCEDURE

Where proceedings may be heard

9.25.—(1) Paragraph (2) applies to an application—

- (a) for a financial order;
- (b) under Part 3 of the 1984 Act; or
- (c) under Schedule 7 to the 2004 Act.

(2) An application mentioned in paragraph (1) must be heard—

- (a) where the case is proceeding in the county court, at any court of trial; and
- (b) where the case is proceeding in the High Court—
 - (i) at the Royal Courts of Justice; or
 - (ii) in matrimonial or civil partnership proceedings, any court at which sittings of the High Court are authorised.

(3) An application for an order under—

- (a) section 27 of the 1973 Act^{M1}; or
- (b) Part 9 of Schedule 5 to the 2004 Act,

must be heard in a court of trial or in the High Court.

(4) A court may transfer a case to another court exercising the same jurisdiction, either of its own initiative or on the application of one of the parties, if—

- (a) the parties consent to the transfer;
- (b) the court has held a hearing to determine whether a transfer should be ordered; or
- (c) paragraph (5) applies.

(5) A court may transfer a case without a hearing if—

- (a) the court has notified the parties in writing that it intends to order a transfer; and
- (b) neither party has, within 14 days of the notification being sent, requested a hearing to determine whether a transfer should be ordered.

Status: Point in time view as at 06/04/2011. This version of this provision has been superseded.

*Changes to legislation: There are currently no known outstanding effects for the
The Family Procedure Rules 2010, Section 9. (See end of Document for details)*

Marginal Citations

M1 [Section 27](#) was amended by sections 4 and 46(1) and paragraph 13 of Schedule 1 to the Matrimonial and Family Proceedings Act 1984 and sections 63(1), (2), (3) (4) and (5) and 89(2)(b) of and Schedule 3 to the Domestic Proceedings and Magistrates' Courts Act 1978 and sections 33(1) and 66(1) and paragraph 52 of Schedule 2 and paragraphs 13(2), (3) and (4) of Schedule 8 to the Family Law Act 1996 and section 6(1) of the Domicile and Matrimonial Proceedings Act 1973.

Status:

Point in time view as at 06/04/2011. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the The Family Procedure Rules 2010, Section 9.