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SCHEDULES

SCHEDULE 8

DECLARATIONS OF STATUS: CONSEQUENTIAL AMENDMENTS

The Child Support (Northern Ireland) Order 1991 (NI 23)

4. In Article 27(2) (disputes about parentage), in Case C (where there has been a declaration under Article 32 of the Matrimonial and Family Proceedings (Northern Ireland) Order 1989), after “Article” there shall be inserted “31B or”.
5. In Article 27A(2)(b) (recovery of fees for scientific tests), for “Article 28” there shall be substituted “Article 31B of the Matrimonial and Family Proceedings (Northern Ireland) Order 1989”.
6. For Article 28 (reference to court for declaration of parentage) there shall be substituted—

“Applications for declaration of parentage under Matrimonial and Family Proceedings (Northern Ireland) Order 1989

- 28.—**(1) This Article applies where—
- (a) an application for a maintenance calculation has been made (or is treated as having been made), or a maintenance calculation is in force, with respect to a person (“the alleged parent”) who denies that he is a parent of a child with respect to whom the application or calculation was made or treated as made;
 - (b) the Department is not satisfied that the case falls within one of those set out in Article 27(2); and
 - (c) the Department or the person with care makes an application for a declaration under Article 31B of the Matrimonial and Family Proceedings (Northern Ireland) Order 1989 as to whether or not the alleged parent is one of the child’s parents.
- (2) Where this Article applies—
- (a) if it is the person with care who makes the application, that person shall be treated as having a sufficient personal interest for the purposes of paragraph (3) of that Article; and
 - (b) if it is the Department which makes the application, that paragraph shall not apply.”.