
DRAFT STATUTORY INSTRUMENTS

2011 No. [XX] (L. [XX])

FAMILY PROCEEDINGS

SENIOR COURTS OF ENGLAND AND WALES

COUNTY COURTS, ENGLAND AND WALES

MAGISTRATES' COURTS,

ENGLAND AND WALES

The Family Procedure (Modification of Enactments) Order 2011

Laid before Parliament in draft

Made - - - - - ***

Coming into force ***

THE FAMILY PROCEDURE (MODIFICATION
OF ENACTMENTS) ORDER 2011

1. Citation

PART 1

MODIFICATION OF TERMINOLOGY

2. Terminology

PART 2

AMENDMENTS TO PRIMARY LEGISLATION

3. Amendment of the Courts Act 1971
4. Amendment of the Magistrates' Courts Act 1980
5. In section 53 after subsection (3) insert—
6. In section 54— (a) for the heading, substitute “Adjournment and...
7. In section 55 after subsection (8) insert—
8. In section 56 for “Where” substitute “Subject to other provision...
9. In section 57 for “Where” substitute “Subject to other provision...
10. In section 64— (a) in subsection (1) omit “periodical payment...

11. After section 65 insert— Meaning of family procedure rules In this Act, “Family Procedure Rules” means rules made under...
12. After section 68 insert— Power of the magistrates’ court to...
13. In section 97, in subsections (1)(a) and (2) for “under...
14. In section 150 before the definition of “family proceedings” insert—...
15. Amendment of the Sexual Offences Act 2003

PART 3

AMENDMENTS TO SECONDARY LEGISLATION

16. Amendment of the Magistrates’ Courts Rules 1981
17. Amendment of the Civil Procedure Rules 1998
18. In the table following rule 2.1(2)— (a) in entry 5...
19. In rule 57.15(2), for “the Family Proceedings Rules 1991”, substitute...
20. Amendment of the Data Protection (Subject Access Modification) (Health) Order 2000
21. Amendment of the Data Protection (Subject Access Modification) (Social Work) Order 2000
22. In article 5(2)(a), for “(t) or (tt)” substitute “(t), (tt),...
23. In article 7(2), in section 7(12)(a) of the Data Protection...
24. In the Schedule— (a) after paragraph 1(u) insert—
25. Amendment of the Data Protection (Miscellaneous Subject Access Exemptions) Order 2000
26. Amendment of the Divorce etc (Pensions) Regulations 2000
27. In regulation 2(d), for “Family Proceedings Rules 1991” substitute “Family...
28. In regulation 4(3)(c), 6(2)(a) and (4), 7(3) and 7A(3), for...
29. Amendment of the Litigants in Person (Costs and Expenses) (Magistrates’ Courts) Order 2001
30. Amendment of the Dissolution etc (Pensions) Regulations 2005
31. In regulation 2(e) for “Family Proceedings Rules 1991” substitute “Family...
32. In regulations 4(3)(c), 6(2)(a) and (4), 7(3) and 7A(3), for...
33. Amendment of the Court of Protection Rules 2007
34. Amendment of the Family Proceedings Fees Order 2008
35. For article 1(2)(b), substitute— (b) “the FPR 2010” means the...
36. In column 1 of Schedule 1— (a) for the description...
37. In paragraph 1(1) of Schedule 2, in the definition of...
38. Amendment of the Allocation and Transfer of Proceedings Order 2008

PART 4

MISCELLANEOUS

39. Transitional provision
Signature
Explanatory Note