



# Maintenance Orders (Reciprocal Enforcement) Act 1972

## 1972 CHAPTER 18

### PART II

#### RECIPROCAL ENFORCEMENT OF CLAIMS FOR THE RECOVERY OF MAINTENANCE

*Application by person in convention country for recovery of maintenance in England, Wales or Northern Ireland*

**<sup>F1</sup>28 Applications by spouses under the Domestic Proceedings and Magistrates' Courts Act 1978.**

- (1) [<sup>F2</sup>On] hearing an application which by virtue of section 27A of this Act is to be treated as if it were an application for a maintenance order under the Domestic Proceedings and Magistrates' Courts Act 1978<sup>[F3]</sup>, the family court] may make any order on the application which it has power to make under section 2 or 19(1) of that Act.
- (2) Part I of that Act shall apply in relation to such an application, and to any order made on such an application, with the following modifications—
  - (a) sections 6 to 8, 16 to 18, 20ZA, 25<sup>[F4]</sup>, 26] and 28(2) shall be omitted,
  - (b) <sup>F5</sup>... and
  - (c) section 32(2) shall be omitted.
- (3) Subsections (1) and (2) above do not apply where section 28A of this Act applies.

#### Textual Amendments

- F1** Ss. 27A-28C substituted (5.4.1993) for ss. 27, 28, 28A by [Maintenance Orders \(Reciprocal Enforcement\) Act 1992 \(c. 56\)](#), s.1, [Sch. 1 Pt. II para.13](#), S.I. 1993/618, art.2
- F2** Word in s. 28(1) substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 11 para. 45\(a\)\(i\)](#); S.I. 2014/954, art. 2(e) (with art. 3) (with transitional provisions and savings in S.I. 2014/956, arts. 3-11)

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**Changes to legislation:** There are currently no known outstanding effects for the Maintenance Orders (Reciprocal Enforcement) Act 1972, Section 28. (See end of Document for details)

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- F3** Words in s. 28(1) inserted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 11 para. 45\(a\)\(ii\)](#); [S.I. 2014/954](#), art. 2(e) (with art. 3) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)
- F4** Word in s. 28(2)(a) substituted (22.4.2014) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 11 para. 45\(b\)\(i\)](#); [S.I. 2014/954](#), art. 2(e) (with art. 3) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)
- F5** S. 28(2)(b) omitted (22.4.2014) by virtue of [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(3), [Sch. 11 para. 45\(b\)\(ii\)](#); [S.I. 2014/954](#), art. 2(e) (with art. 3) (with transitional provisions and savings in [S.I. 2014/956](#), arts. 3-11)

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