

SCHEDULES

SCHEDULE 14

TRANSITIONALS AND SAVINGS

Orders to which paragraphs 6 to 11 apply

- 5 (1) In paragraphs 6 to 11 “an existing order” means any order which—
- (a) is in force immediately before the commencement of Parts I and II;
 - (b) was made under any enactment mentioned in sub-paragraph (2);
 - (c) determines all or any of the following—
 - (i) who is to have custody of a child;
 - (ii) who is to have care and control of a child;
 - (iii) who is to have access to a child;
 - (iv) any matter with respect to a child’s education or upbringing; and
 - (d) is not an order of a kind mentioned in paragraph 15(1).
- (2) The enactments are—
- (a) the Domestic Proceedings and Magistrates’ Courts Act 1978;
 - (b) the Children Act 1975;
 - (c) the Matrimonial Causes Act 1973;
 - (d) the Guardianship of Minors Acts 1971 and 1973;
 - (e) the Matrimonial Causes Act 1965;
 - (f) the Matrimonial Proceedings (Magistrates’ Courts) Act 1960.
- (3) For the purposes of this paragraph and paragraphs 6 to 11 “custody” includes legal custody and joint as well as sole custody but does not include access.