

SCHEDULES

SCHEDULE 2

LOCAL AUTHORITY SUPPORT FOR CHILDREN AND FAMILIES

PART III

CONTRIBUTIONS TOWARDS MAINTENANCE OF CHILDREN LOOKED AFTER BY LOCAL AUTHORITIES

Enforcement of contribution orders etc.

- 24 (1) A contribution order made by a magistrates' court shall be enforceable as a magistrates' court maintenance order (within the meaning of section 150(1) of the Magistrates' Courts Act 1980).
- (2) Where a contributor has agreed, or has been ordered, to make contributions to a local authority, any other local authority within whose area the contributor is for the time being living may—
- (a) at the request of the local authority who served the contribution notice; and
 - (b) subject to agreement as to any sum to be deducted in respect of services rendered,
- collect from the contributor any contributions due on behalf of the authority who served the notice.
- (3) In sub-paragraph (2) the reference to any other local authority includes a reference to—
- (a) a local authority within the meaning of section 1(2) of the Social Work (Scotland) Act 1968; and
 - (b) a Health and Social Services Board established under Article 16 of the Health and Personal Social Services (Northern Ireland) Order 1972.
- (4) The power to collect sums under sub-paragraph (2) includes the power to—
- (a) receive and give a discharge for any contributions due; and
 - (b) (if necessary) enforce payment of any contributions,
- even though those contributions may have fallen due at a time when the contributor was living elsewhere.
- (5) Any contribution collected under sub-paragraph (2) shall be paid (subject to any agreed deduction) to the local authority who served the contribution notice.
- (6) In any proceedings under this paragraph, a document which purports to be—
- (a) a copy of an order made by a court under or by virtue of paragraph 23; and
 - (b) certified as a true copy by the clerk of the court,
- shall be evidence of the order.

Status: This is the original version (as it was originally enacted).

- (7) In any proceedings under this paragraph, a certificate which—
- (a) purports to be signed by the clerk or some other duly authorised officer of the local authority who obtained the contribution order; and
 - (b) states that any sum due to the authority under the order is overdue and unpaid,
- shall be evidence that the sum is overdue and unpaid.