
Status: Point in time view as at 01/10/1997.

Changes to legislation: Family Law Act 1996, Cross Heading: Existing orders relating to occupation and molestation is up to date with all changes known to be in force on or before 24 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 9

MODIFICATIONS, SAVING AND TRANSITIONAL

Existing orders relating to occupation and molestation

- 10 (1) In this paragraph “an existing order” means any order or injunction under any of the existing enactments which—
- (a) is in force immediately before the commencement of the repeal of that enactment; or
 - (b) was made or granted after that commencement in proceedings brought before that commencement.
- (2) Subject to sub-paragraphs (3) and (4), nothing in Part IV, Part III of Schedule 8 or Schedule 10—
- (a) prevents an existing order from remaining in force; or
 - (b) affects the enforcement of an existing order.
- (3) Nothing in Part IV, Part III of Schedule 8 or Schedule 10 affects any application to extend, vary or discharge an existing order, but the court may, if it thinks it just and reasonable to do so, treat the application as an application for an order under Part IV.
- (4) The making of an order under Part IV between parties with respect to whom an existing order is in force discharges the existing order.

Status:

Point in time view as at 01/10/1997.

Changes to legislation:

Family Law Act 1996, Cross Heading: Existing orders relating to occupation and molestation is up to date with all changes known to be in force on or before 24 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.