

*These notes refer to the Forced Marriage (Civil Protection)
Act 2007 (c.20) which received Royal Assent on 26 July 2007*

FORCED MARRIAGE (CIVIL PROTECTION) ACT 2007

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Schedule 1 – Protection against forced marriage: Northern Ireland

Part 3 – Jurisdiction and procedure

Appeals from county courts

105. *Paragraph 11* makes provision for appeals from county courts. *Sub-paragraph (1)* provides that where the county court has made or refused to make an order an appeal may be made to the High Court.
106. However *sub-paragraph (2)* provides that an appeal does not lie to the High Court where the county court was a divorce county court making an order under the Northern Ireland divorce legislation in the same proceedings as a forced marriage protection order hearing. *Sub-paragraph (3)* provides that rules of court must be made to provide for appeals to the Court of Appeal against a decision made by the divorce county court.
107. *Sub-paragraphs (5) and (6)* provide that when the High Court is hearing an appeal it may make any orders necessary to give effect to the determination of that appeal. The court may also make such incidental or consequential orders as are just.
108. *Sub-paragraph (7)* provides that any order made by the High Court on appeal should be treated for the purposes of enforcement, variation, revival or discharge, as an order made by the county court from which the appeal was brought.