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**Changes to legislation:** There are currently no known outstanding effects for the Forced Marriage (Civil Protection) Act 2007, Cross Heading: Ex parte orders. (See end of Document for details)

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## SCHEDULES

### SCHEDULE 1

#### PROTECTION AGAINST FORCED MARRIAGE: NORTHERN IRELAND

##### PART 1

##### FORCED MARRIAGE PROTECTION ORDERS

###### *Ex parte orders*

- 4 (1) The court may, in any case where it considers that it is just and convenient to do so, make a forced marriage protection order even though the respondent has not been given such notice of the proceedings as would otherwise be required by rules of court.
- (2) In deciding whether to exercise its powers under sub-paragraph (1), the court must have regard to all the circumstances including—
- (a) any risk of significant harm to the person to be protected or another person if the order is not made immediately;
  - (b) whether it is likely that an applicant will be deterred or prevented from pursuing an application if an order is not made immediately; and
  - (c) whether there is reason to believe that—
    - (i) the respondent is aware of the proceedings but is deliberately evading service; and
    - (ii) the delay involved in effecting substituted service will cause serious prejudice to the person to be protected or (if a different person) an applicant.
- (3) If the court makes an order by virtue of sub-paragraph (1), it must specify a date for a full hearing.
- (4) In sub-paragraph (3), “full hearing” means a hearing of which notice has been given to all the parties in accordance with rules of court.

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##### **Commencement Information**

**II** Sch. 1 para. 4 in force at 25.11.2008 by S.R. 2008/446, art. 2(a)

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