

STATES OF JERSEY



DRAFT MAINTENANCE ORDERS (FACILITIES FOR ENFORCEMENT – CONVENTION COUNTRIES) (AMENDMENT) (JERSEY) ACT 201-

Lodged au Greffe on 28th November 2011
by the Chief Minister

STATES GREFFE



Jersey

DRAFT MAINTENANCE ORDERS (FACILITIES FOR ENFORCEMENT – CONVENTION COUNTRIES) (AMENDMENT) (JERSEY) ACT 201-

REPORT

The United Nations Convention on Recovery Abroad of Maintenance (1956) is designed to facilitate the recovery of maintenance to which a person, who is in the territory of one of the Contracting Parties, claims to be entitled from another person who is subject to the jurisdiction of another Contracting Party.

The Maintenance Orders (Facilities for Enforcement) (Jersey) Law 2000 was enacted to make provision to facilitate the enforcement of maintenance orders; to make provision for the extension to Jersey of the United Nations Convention on the Recovery Abroad of Maintenance done at New York on 20th June 1956, and the Convention on the Recognition and Enforcement of Decisions Relating to Maintenance Obligations done at the Hague on 2nd October 1973; and for connected purposes.

The Maintenance Orders (Facilities for Enforcement – Convention Countries) (Jersey) Act 2003 identifies which Convention countries and territories the United Nations Convention on Recovery Abroad of Maintenance done at New York on 20th June 1956 extends for the purposes of the Maintenance Orders (Facilities for Enforcement) (Jersey) Law 2000.

The Maintenance Orders (Facilities for Enforcement – Convention Countries) (Amendment) (Jersey) Act 201- amends the Maintenance Orders (Facilities for Enforcement – Convention Countries) (Jersey) Act 2003 so that claimants in Jersey can pursue individuals in Ireland for maintenance payments.

Financial and manpower implications

There are no financial or manpower implications for the States arising from the adoption of this draft Act.

Explanatory Note

This Act amends the Maintenance Orders (Facilities for Enforcement – Convention Countries) (Jersey) Act 2003 by adding Ireland to the list of convention countries to which the United Nations Convention on the Recovery Abroad of Maintenance done at New York on 20th June 1956 extends for the purposes of the Maintenance Orders (Facilities for Enforcement) (Jersey) Law 2000.



Jersey

DRAFT MAINTENANCE ORDERS (FACILITIES FOR ENFORCEMENT – CONVENTION COUNTRIES) (AMENDMENT) (JERSEY) ACT 201-

Made

[date to be inserted]

Coming into force

[date to be inserted]

THE STATES, in pursuance of Article 22 of the Maintenance Orders (Facilities for Enforcement) (Jersey) Law 2000¹, have made the following Act –

1 Amendment to the Maintenance Orders (Facilities for Enforcement – Convention Countries) (Jersey) Act 2003

In Article 1 of the Maintenance Orders (Facilities for Enforcement – Convention Countries) (Jersey) Act 2003², after the entry “Hungary” there is inserted the entry “Ireland”.

2 Citation and commencement

This Act shall be cited as the Maintenance Orders (Facilities for Enforcement – Convention Countries) (Amendment) (Jersey) Act 201- and shall come into force the day after it is made.

¹

chapter 12.550

²

chapter 12.550.25