

FORM D1A
CIVIL PARTNERSHIP ACT 2004
(Part 1 of Schedule 16: Rule 3(3))

Summons to Respondent on application for order for financial provision

of

Petty Sessions District of

Applicant

of

County Court Division of

Respondent

Whereas an application has been made under Part 1 of Schedule 16 of the above Act for an order that you—

- * (a) must make to the applicant such periodical payments, for such term as may be specified;
- * (b) must pay to the applicant such lump sum as may be specified;
- * (c) must make to the applicant for the benefit of _____ (being a child of the family), or to such child such periodical payments for such term as may be specified;
- * (d) must pay to the applicant for the benefit of _____ (being a child of the family) or to such child such lump sum as may be specified;

on the ground (s) that you—

- * (a) have failed to provide reasonable maintenance for the applicant, or
- * (b) have failed to provide or make a proper contribution towards reasonable maintenance for any child of the family as named above; or
- * (c) have behaved in such a way that the applicant cannot reasonably be expected to live with you; or
- * (d) have deserted the applicant.

Where an order is sought for periodical payments to or for the benefit of a child of the family it is—

- * (a) for a stepchild;
- * (b) in addition to child support maintenance already payable under a Child Support Agency assessment;
- * (c) to meet expenses arising from a child's disability;
- * (d) to meet expenses incurred by a child being educated or training for work;
- * (e) when either the child or the person with care of the child or the absent parent of the child is not habitually resident in the United Kingdom;
- * (f) on some other ground (please specify).

* Delete which is inappropriate.

[Whereas an application has also been made under _____ of the Children (Northern Ireland) Order 1995 a copy of which is attached].

THIS IS TO COMMAND YOU to appear as respondent on the hearing of the said application at _____ on the _____ day of _____ 20____ at _____ o'clock before a Court of Summary Jurisdiction for the above-mentioned Petty Sessions District.

Dated this _____ day of _____ 20____ .

Lay Magistrate
[or Clerk of Petty Sessions]

Note: Children's birth certificates must be lodged before the hearing of the application.

Notice to parties of requirement to give particulars of other proceedings

The attention of all parties to these proceedings is drawn to section 39 of the Family Law Act 1986 (c.55) which requires parties to proceedings for or relating to a child to give particulars of other proceedings known to them which relate to the child concerned (including proceedings out of the jurisdiction and concluded proceedings). The information to be supplied to the court is specified in Rule 5 of the Magistrates' Courts (Family Law Act 1986) Rules (Northern Ireland) 1988 [S.R. 1988 No. 113].

