

2014-10-02

S.I. 2014 No.

Maintenance Act

CAP. 216

**MAINTENANCE (AMENDMENT) RULES, 2014**

The Judicial Advisory Council, in exercise of the powers conferred on it by section 29 of the *Maintenance Act*, makes the following Rules:

1. These Rules may be cited as the *Maintenance (Amendment) Rules, 2014*.

2. *The Maintenance Rules, 1984, in these Rules referred to as the principal Rules, are amended by deleting the definition of the word "defendant" and substituting the following:*

“defendant” means

(a) a man or woman who is or is alleged to be the biological mother or father of a child for whom an application for maintenance has been made to the court; or

(b) a person granted custody under section 20 of the Act;”.

3. *First Schedule to the principal Rules is amended by deleting Form 1 and substituting therefor Form 1 as set out in the Schedule to these Rules.*

SCHEDULE

(Rule 3)

"FORM NO. 1

(Rule 4(1))

*Application for Maintenance*

Applicant's Address for service \_\_\_\_\_

\_\_\_\_\_

I \_\_\_\_\_ of \_\_\_\_\_

\_\_\_\_\_ being \_\_\_\_\_

hereby make an application for a summons to be served on \_\_\_\_\_

of \_\_\_\_\_

whom I allege to be the (father, mother or parents) of ( my child or the child in my

custody) who was born on \_\_\_\_\_ at \_\_\_\_\_

\_\_\_\_\_ for the purpose of obtaining maintenance in

respect of the said child.

And pursuant to this application, I \_\_\_\_\_ of

the above-mentioned address hereby make oath and say as follows:

1. I am the applicant herein and the application is in respect of a child known as

\_\_\_\_\_

2. The allegation as to the paternity of my child is true, and as the father of the child the defendant is subject to section 4 of the Act./The defendant is the father of the child and subject to section 4 of the Act./The defendant is the mother of the child and subject to section 4 of the Act./The defendants are the parents of the child and subject to section 4 of the Act.

3. All the matters stated on the application are true.

Sworn by the applicant at \_\_\_\_\_ )

this day of \_\_\_\_\_ 20 \_\_\_\_\_ )

Before me \_\_\_\_\_ )

Clerk of the Magistrate's Court for District \_\_\_\_\_ )

this day of \_\_\_\_\_ 20 \_\_\_\_\_ )".

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*Sir Marston Gibson*  
Chairman  
Chief Justice

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The Hon. Justice Sherman Moore,  
Justice of Appeal, CHB

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The Hon. Justice Andrew Burgess  
Justice of Appeal

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The Hon. Madam Justice Kaye Goodridge  
Justice of Appeal

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The Hon. Madam Justice Sandra Mason  
Justice of Appeal

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The Hon. Madam Justice Michelle Weekes  
Judge of the High Court

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The Hon. Mr. Justice William Chandler  
Judge of the High Court

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The Hon. Madam Justice Margaret Reifer  
Judge of the High Court

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The Hon. Justice Randall Worrell  
Judge of the High Court

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The Hon. Madam Justice Jacqueline Cornelius  
Judge of the High Court

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The Hon. Madam Justice Dr. Sonia Richards  
Judge of the High Court

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The Hon. Madam Justice Maureen Crane-Scott  
Judge of the High Court

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The Hon. Mr. Justice Olson Alleyne  
Judge of the High Court

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Miss Jennifer Edwards, Q.C.  
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Mrs. Laura Harvey-Read  
Attorney-at-Law

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Mr. Stewart Mottley  
Attorney-at-Law

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Mr. Barry Gale, Q.C.  
Attorney-at-Law

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Mrs. Laurie-Ann Smith-Bovell  
Registrar  
and Secretary of the Rules Committee

