



Schedule 1 Application

An Application under Schedule 1 of the Children Act 1989 can be issued by the parent or guardian of a child or any person in whose favour a Residence Order has been made. An Application is generally brought by an unmarried mother of a child against the father. Under Schedule 1 the Court can make a Periodical Payments Order (maintenance), a Lump Sum for the specific provision of certain items such as a car, settle property, and provide for school fees. This in essence means that a property can be purchased where the mother and child will live until such time as the child reaches his majority and then it will revert to the purchaser of that property.

The Court, when exercising its powers has regard to the income, earning capacity, property and financial resources which each party has, together with the obligations and responsibilities. Further-more, the Court looks at the financial needs of the child.

The Court needs to decide what sort of home the Father must provide for the child, who is entitled to be raised in circumstances which bear some resemblance to the father's current resources and standard of living. Thus a wealthy father could be ordered to provide a substantial sum for the purchase of a property.

This can be a complicated procedure which is becoming more and more prevalent in today's society, anyone contemplating such proceedings needs specific advice to bring these proceedings.

If you have any queries whatsoever, please do feel free to contact us:
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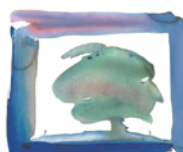
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