

**INFANTS' CUSTODY AND SETTLEMENTS (COMMUNITY
WELFARE) AMENDMENT ACT, 1982, No. 83**

New South Wales



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ELIZABETHÆ II REGINÆ

Act No. 83, 1982.

An Act to amend section 10A of the Infants' Custody and Settlements Act, 1899, with respect to orders for the payment of weekly or other periodical sums made by courts of petty sessions. [Assented to, 25th May, 1982.]

Infants' Custody and Settlements (Community Welfare) Amendment.

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

Short title.

1. This Act may be cited as the "Infants' Custody and Settlements (Community Welfare) Amendment Act, 1982".

Commencement.

2. (1) This section and section 1 shall commence on the date of assent to this Act.

(2) Except as provided by subsection (1), this Act shall commence on the day appointed and notified under section 2 (2) of the Community Welfare Act, 1982.

Amendment of Act No. 39, 1899.

3. The Infants' Custody and Settlements Act, 1899, is amended in the manner set forth in Schedule 1.

SCHEDULE 1.

(Sec. 3.)

AMENDMENTS TO THE INFANTS' CUSTODY AND SETTLEMENTS ACT, 1899.

(1) Section 10A (3)—

After "shall be", insert " , subject to subsections (3A) and (3B),".

Infants' Custody and Settlements (Community Welfare) Amendment.

SCHEDULE 1—*continued.*

AMENDMENTS TO THE INFANTS' CUSTODY AND SETTLEMENTS ACT, 1899
—*continued.*

(2) Section 10A (3A), (3B)—

After section 10A (3), insert:—

(3A) Any order for the payment of a weekly or other periodical sum made by a court of petty sessions in the exercise of the powers and authorities conferred by this Part shall have effect as an order for the payment, at the weekly or other periods stated in the order, of successive amounts of money equal to the sums specified in the order.

(3B) If default is made in the payment of any one or more of the weekly or other periodical sums referred to in subsection (3A), the order for the payment of that sum or the total of those sums then in default for any period not exceeding 6 months may be enforced as if the order were an order for the payment of a sum of money equal to that sum or the total of those sums made under the Courts of Petty Sessions (Civil Claims) Act, 1970, by the court of petty sessions which made the order.

(3) Section 10A (5)—

After section 10A (4), insert:—

(5) The provisions of sections 125 and 126 of the Community Welfare Act, 1982, apply to proceedings under this Act in a court of petty sessions in the same way as they apply to criminal proceedings.
