Application to Vary or Discharge a Maintenance Order



Family Law (Maintenance of Spouses and Children) Act, 1976, as amended. Civil Partnership and Certain Rights and Obligations of Cohabitants Act 2010, as amended. District Court

About this Form

This form is used to make an application to the District Court to vary or discharge a Maintenance Order.

• Maintenance is financial support paid by a person for the support of another person such as a dependent child, a spouse, a civil partner, or a qualified cohabitant.

There are **three sections** of this form:

Section A

Party Details

Section B

Maintenance Application Details

Section C

Details of Maintenance Order

More Information

For more information on the steps involved in making your application to vary or discharge a maintenance order visit <u>courts.ie</u>

You should consider getting **legal advice** to get a better understanding of what is involved. **Mediation and support services** are also available.



Scan the QR code for more info about Family Law, or visit courts.ie

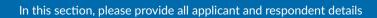
The Legal Aid Board is a public body that provides legal and mediation services.

To learn more visit legalaidboard.ie

Office Completion Only

Case Number		Court Office Stamp
District Court Area	District No.	

Section A Party Details





First Name		Last Name	
113t Name		Last Name	
Date of Birth (DD/MM/Y	YYY)		
Address Line 1			
Address Line 2			Town / City
County	Country		Eircode / Postcode
Email Address (Optional)			
:mail Address (Optional)		Contact Num	ber (Optional)
Applicant Solicitor I	Details (leave blan		
Applicant Solicitor l First Name	Details (leave blan	k if not applica	able)
Applicant Solicitor I First Name Name of Legal Firm	Details (leave blan	k if not applica	able)

Section A Party Details





Respondent Detail Details of the person re		
First Name		Last Name
Address Line 1		
Address Line 2		Town / City
County	Country	Eircode / Postcode
Mediation Details		
Has mediation been atte	empted between the pa	ties in relation to this application?
Yes No		

(i)

Mediation is a confidential service to help you reach agreement about your family law matter. For more information on mediation and what's involved visit <u>courts.ie</u>

Section B Maintenance Application Details





About this Section

This section contains the orders that you can apply to the court for. All references to "The 1976 Act" and "The 2010 Act" are in relation to Family Law (Maintenance of Spouses and Children) Act, 1976 as amended, and the Civil Partnership and Certain Rights and Obligations of Cohabitants Act 2010 respectively.

Complete the relevant subsection based on the orders you wish to apply for

1	An application to vary a maintenance order Complete subsection 1 , see below

2	An application to discharge a maintenance order
_	Complete subsection 2, see page 5

(<u>!</u>)	You should consider getting legal advice, as it is important that you understand the
•	orders and only select those relevant to your application.

1. Application to vary a maintenance order

Select the relevant order you wish to apply for below

Application to vary a maintenance order	Section 6 of the 1976 Act
Application to vary a maintenance order (Civil Partnerships and Cohabitants)	Section 46 and 173 of the 2010 Act
Application to vary an attachment of earnings order	Section 17(1) of the 1976 Act
Application to vary an attachment of earnings order (Civil Partnerships and Cohabitants)	Section 183 of the 2010 Act

Provide details of how and why you want the maintenance order to be varied:					

Section B **Maintenance Application Details**



In this section, please choose the orders you are asking the court to make

2. Application to discharge a maintenance order

Select the relevant order you wish to apply for below

Application to discharge a maintenance order	Section 6 of the 1976 Act,
Application to discharge a maintenance order (Civil Partnerships and Cohabitants)	Section 46 and 173 of the 2010 Act
Application to discharge an attachment of earnings order	Section 17(1) of the 1976 Ac
Application to discharge an attachment of earnings order (Civil Partnerships and Cohabitants)	Section 183 of the 2010 Act

Provide details	Provide details of why you want the order, or part of the order, to be discharged:				

Section C **Details of Current Maintenance Order**



In this section, please provide the details of the maintenance order you want to vary or discharge

This section contains the details of the order t	he applicant is seeking to vary or discharge.
Case Number	
Court Order Details	
Please specify which jurisdiction the order was	s made in
District Court	
Circuit Court	
Please specify where the order was made	
Court Venue	
Date the Court Order was made (DD/MM/YYYY)	
Name of Party Ordered to Pay Main	ntenance
First Name	Last Name
Name of Party to Receive Maintena	nce
First Name	Last Name

Section C **Details of Current Maintenance Order**



In this section, please provide the details of the maintenance order you want to vary or discharge

Maintenance Pay	ment Details	
Amount of Maintenan	ce ordered	
€		
Frequency of maintena	ance payments	
Weekly		
Fortnightly		
Monthly		
Yearly		
Other		
If other please spe	cify	
Signature		
Signed by:		
Applicant		
Applicant's Leg	gal Practitioner	
Signature		Date (DD/MM/YYYY)
Next steps for applicant		n you must submit 3 copies ore information on next steps