



Treaty Series No. 64 (1993)

Exchange of Notes

between the Government of the
United Kingdom of Great Britain and Northern Ireland
and the Government of the Republic of Ireland

further amending the Agreement between
the two Governments providing for
Reciprocal Recognition and Enforcement
of Maintenance Orders,
signed at London on 9 December 1974

London, 6 July 1993

[The Agreement entered into force on 6 July 1993]

*Presented to Parliament
by the Secretary of State for Foreign and Commonwealth Affairs
by Command of Her Majesty
October 1993*

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**EXCHANGE OF NOTES
BETWEEN THE GOVERNMENT OF THE
UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND
AND THE GOVERNMENT OF THE REPUBLIC OF IRELAND
FURTHER AMENDING THE AGREEMENT BETWEEN
THE TWO GOVERNMENTS PROVIDING FOR
RECIPROCAL RECOGNITION AND ENFORCEMENT
OF MAINTENANCE ORDERS,
SIGNED AT LONDON ON 9 DECEMBER 1974¹**

No. 1

*The Secretary of State for Foreign and Commonwealth Affairs, London
to the Ambassador of the Republic of Ireland at London*

*Foreign and Commonwealth Office
London
6 July 1993*

Your Excellency

I have the honour to refer to the Agreement between our two Governments providing for the Reciprocal Recognition and Enforcement of Maintenance Orders signed at London 9 December 1974 as amended by an Exchange of Notes which entered into force on 26 May 1988.² The Agreement as so amended is referred to for the purposes of this Note as "the 1974 Agreement".

On 1 April 1992 the Lord Chancellor assumed responsibility for the funding and organisation of Magistrates Courts in England and Wales. This includes the duties of central authority for England and Wales in the reciprocal enforcement of maintenance orders between our two countries. The Lord Chancellor has acted as central authority in Northern Ireland with respect to the reciprocal enforcement of maintenance orders under the 1974 Agreement since 1982. The changes in the Lord Chancellor's responsibilities do not cover Scotland. I therefore have the honour to propose that Article 8 paragraph 1 of the 1974 Agreement be amended to reflect these changes. I propose that Article 8(1)(b) be amended to read as follows:

"in England and Wales and Northern Ireland, to the Lord Chancellor, and in Scotland, to the Secretary of State, for transmission to a court having appropriate jurisdiction."

If the foregoing proposal is acceptable to your Government I have the honour to propose that this Note and your reply to that effect shall constitute an agreement between our two Governments which shall enter into force on 6 July 1993.

I have the honour to convey to Your Excellency assurances of my highest consideration.

(For the Secretary of State)

G R ARCHER

¹ Treaty Series No. 97 (1975) Cmnd. 6116.

² Treaty Series No. 62 (1988) Cm 473.

No. 2

*The Ambassador of the Republic of Ireland at London to the Secretary of State
for Foreign and Commonwealth Affairs, London*

*Irish Embassy
London
6 July 1993*

Dear Secretary of State

I refer to your Note of today's date which reads as follows:

[As in No. 1]

I confirm that the proposal set forth in your Note is acceptable to my Government and your said Note and this reply accepting the proposal shall constitute an agreement between our two Governments which shall enter into force on 6 July 1993.

Please accept, Secretary of State, the renewed assurance of my highest consideration.

JOSEPH SMALL

