

**THE LAW REFORM (MAINTENANCE ORDERS)
ORDINANCE, 1961**

No. 32 of 1961

Date of assent: 23rd December, 1961

Date of commencement: 26th December, 1961

AN ORDINANCE TO MAKE BETTER PROVISION FOR THE OBTAINING OF ORDERS UNDER THE SUBORDINATE COURTS (SEPARATION AND MAINTENANCE) ORDINANCE, AND FOR THE ENFORCEMENT OF MAINTENANCE ORDERS UNDER THAT ORDINANCE AND UNDER THE MAINTENANCE ORDERS ENFORCEMENT ORDINANCE

ENACTED by the Legislature of the Colony and Protectorate of Kenya, as follows:—

Short title.

1. This Ordinance may be cited as the Law Reform (Maintenance Orders) Ordinance, 1961.

Amendment of principal laws.

2. The Ordinances specified in the first column of the Schedule to this Ordinance are amended, in relation to the provisions thereof specified in the second column, in the manner respectively specified in the third column, of the said Schedule.

SCHEDULE

The Subordinate Courts (Separation and Maintenance) Ordinance (Cap. 6)	s. 3 (1) (a)	There shall be substituted for the numbers "230, 232, 233 or 246" the numbers "235, 237, 238, 240 or 252".
	s. 7	There shall be substituted for the words "under section 228 or sections 231 to 234 (both inclusive) of the Penal Code or under the corresponding provisions of any enactment substituted therefor", the following, "under any of the sections referred to in paragraph (a) of subsection (1) of section 3 of this Ordinance".
	s. 11 (1)	There shall be substituted for the words "Any sum ordered to be paid

SCHEDULE—(Contd.)

The Maintenance Orders s. 6
Enforcement Ordinance
(Cap. 16)

under the provisions of this Ordinance shall be a civil debt recoverable summarily under the Debts (Summary Recovery) Ordinance", the following, "Any sum ordered to be paid under the provisions of this Ordinance shall, without prejudice to any other mode of recovery, be a civil debt recoverable summarily".

There shall be added, immediately after subsection (7), a new subsection as follows—

(8) At the hearing of any summons issued by virtue of this section or of any appeal against the confirmation under this section of a provisional order, any Crown Counsel or any person duly qualified as a barrister or solicitor holding office in the Attorney-General's Department may appear on behalf of the person upon whose application the maintenance order was made.

s. 7 (2)

There shall be substituted for the words "Every such order shall be enforceable in like manner as if the order were for payment of a civil debt recoverable summarily", the following, "Every such order shall, without prejudice to any other mode of recovery, be a civil debt recoverable summarily".