

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

Form 54.9

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 courts.ie

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

District Court Area

District No.

Court Office Stamp

Section A Party Details



In this section, please provide all applicant and respondent details

Applicant Details

Details of the person making the application

First Name

Last Name

Date of Birth (DD/MM/YYYY)

Address Line 1

Address Line 2

Town / City

County

Country

Eircode / Postcode

Email Address (Optional)

Contact Number (Optional)

Applicant Solicitor Details (leave blank if not applicable)

First Name

Last Name

Name of Legal Firm

Contact Number

Address Line 1

Town / City

Address Line 2

Eircode / Postcode

Section A Party Details



In this section, please provide all applicant and respondent details

Respondent Details

Details of the person receiving the application

First Name

Last Name

Address Line 1

Address Line 2

Town / City

County

Country

Eircode / Postcode

Mediation Details

Has mediation been attempted between the parties in relation to this application?

Yes

No



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 courts.ie

Section B Maintenance Application Details



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

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**

 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 Act
Application to discharge an attachment of earnings order (Civil Partnerships and Cohabitants)	Section 183 of the 2010 Act

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 the applicant is seeking to vary or discharge.

Case Number

Court Order Details

Please specify which jurisdiction the order was 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 Maintenance

First Name

Last Name

Name of Party to Receive Maintenance

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 Payment Details

Amount of Maintenance ordered

€

Frequency of maintenance payments

Weekly

Fortnightly

Monthly

Yearly

Other

If other please specify

Signature

Signed by:

Applicant

Applicant's Legal Practitioner

Signature

Date (DD/MM/YYYY)

Next steps for applicant

After completing this form you must **submit 3 copies** to the court office. For more information on next steps visit courts.ie