District Court - Schedule C - Forms in civil proceedings

S.I. No. 42 of 1998

*SCHEDULE C*
*O.56, r.3.*

No. 56.2

Family Law (Maintenance of Spouses and Children) Act, 1976 (as amended) section 10 (1) (A) (Iii)

Attachment of earnings summons

\*District Court Area of

\*District No

\*Dublin Metropolitan District

........ Maintenance Creditor

........ Maintenance Debtor

WHEREAS by maintenance order dated ... day of ..... 20..., made by † ............. you the above-named maintenance debtor residing at ...... in court \*area and district aforesaid were ordered to pay to the above-named maintenance creditor of ..... the total weekly sum of €... \*(together with the sum of €... for costs and expenses).

AND WHEREAS the Master of the High Court on the ... day of ...... 20..., made an enforcement order in respect of the said maintenance order,

AND WHEREAS the payments directed to be made by the said maintenance order as ordered to be enforced by the said enforcement order have not been duly made and there is now in arrear in respect of same the sum of €... being the amount of ........ weekly payments which have become due and payable \*(within six months immediately preceding the date of issue of this summons) \*(together with the sum of €... for costs and expenses) making in all the sum of €...,

AND WHEREAS I, being the District Court Clerk for the above court \* area \*district and the person to whom payments under the said maintenance Order are to be paid and the person authorised to take these proceedings, have been requested in writing by the above-named maintenance creditor to make application under section 10 of the above Act.

THIS IS TO REQUIRE YOU to appear at the sitting of the District Court to be held at ........ in court \*area and district aforesaid on the ... day of ...... 20..., at .... a.m./p.m. on the hearing of an application for an attachment of earnings order,

AND YOU ARE ALSO REQUIRED to fill in and sign the attached STATEMENT OF PARTICULARS and send it to the Clerk of the District Court at ........ so as to reach his/her office at least forty-eight hours before the date of hearing of the application.

Dated this ... day of ....... 20....

Signed ...............

Judge of the District Court

To ...........

of ........... (the above-named maintenance debtor)

Statement of particulars as in Form 56.1 to be added.

*\*Delete where inapplicable.*
*†State Court which made the Order.*