

**FAMILY PROCEDURE RULE COMMITTEE**  
**3 April 2023**  
**PRIORITIES TABLE**

*Latest Update: 23 March 2023.*

	Title	Rules and PD	Status / Updates	Next Due at Committee	Policy Lead
<b>Tier 1: These are areas of work the Government has committed to do in various ways, either through primary legislation or through work programmes such as HMCTS Reform, or that the Committee is progressing at pace</b>					
1.	Private Law Demand Reduction.	Various.	A draft consultation paper was shared with the Committee in February 2023. An update will be provided in April.	Verbal update (matter arising): April 2023	Demand Reduction Team.
2.	Parental Responsibility and Child Arrangements following imprisonment for murder of the other parent.	TBC.	Discussed at the February 2023 meeting, and it was agreed for this item to return for an update in May 2023.	May 2023.	Private Family Law Reform Team.
3.	Standing Item: Domestic Abuse Act Implementation				
	3a. Cross Examination Provisions.		Update given at the February meeting.	April 2023.	Domestic Abuse Policy Team.
	3b. Domestic Abuse Protection Orders.		Update was provided at the March 2023 meeting. Item to return in April.	April 2023.	Domestic Abuse Policy Team.
	3c. Service of Orders at refuges / confidentiality of refuge addresses.		Matter being considered by the DA Working Group. An update was provided at the February 2023 meeting, it was agreed for this item to return in April 2023.	April 2023.	Private Family Law Reform Team.
4.	Substantive Items				
	4a. Private law reform pilots – review of Child arrangement programme – including PD36Z (investigative approach) and PD36ZE (local modifications)	PD36Z	Pilot PD36Z came into force on 21 February 2022 in the pilot courts. Runs to 21 February 2024.  Pilot PD36ZE came into force 1 April 2023 and runs to 28 February 2025.	October 2023.	Private Family Law Reform Team.

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5	Review of PD12J (domestic abuse).		Status update given at October 2022 meeting. To return as a matter arising in May 2023.	May 2023.	Private Family Law Reform Team.
6.	Web Updates (inaccuracies on Justice.gov.uk).	Various.	The secretariat seeks to action any errors as and when they are identified.	Standing Matter Arising.	Public Family Law Policy Team.
7.	Mediation Vouchers (Pilot PD).	PD36V	It was agreed at the February 2023 meeting that the pilot PD should be extended for two years. An update is to be provided in February 2024.	February 2024.	Cross Cutting Family Justice Reform Team.
8.	Fast Track Procedure – financial remedy applications.		Matter was discussed in March 2023 and a further update will be provided in June 2023.	June 2023.	Marriage and Divorce Law Policy Team.
9.	Modernisation of PD27A	PD27A	Item was last discussed at the March 2023 FPRC meeting. This item will return to the FPRC in April.	April 2023	Public Family Law Team
<b>Tier 2: Pieces of work that are being actively progressed by the Committee</b>					
10.	Deed Poll Name Changes.	PD3A amendments.	Item was discussed in February 2023, and it was agreed for this item to return in April 2023 for an update.	Verbal Update (Matters Arising): April 2023.	Civil Law Policy
11.	Disclosure from Family Proceedings to Home Office and Immigration Tribunals.		The issue was last discussed at the December 2022 meeting. This item will return in April 2023 for an update.	April 2023.	Public Family Law Policy Team.
12.	Forms Working Group (standing forms update with table of work).	Forms.	(i) The Forms WG met on 19 January and agreed to take forward the points raised in discussion on the FL415 and FL401 forms  (ii) The WG agreed to look at the suggestions for change including a signposted direction of travel on the C100 form and these will be considered separately at the next WG meeting on 27 February 2023.	Standing Item.	Public Family Law Policy Team.
13.	Declaration of parentage following adoption order: H v An Adoption Agency.	Part 8.	A paper was presented to the Committee in December 2022. It was agreed for the item to return to the Committee in May 2023.	May 2023.	DfE adoption policy and MoJ public family law policy.
14.	Permission to appeal (i) Oral Renewal of Permission to Appeal (PTA) Applications.		(i) Rule and PD amendments were made following a consultation in July 2022. Other issues raised by the consultation are to be	May 2023 (update/ matter arising)	Public Family Law Policy Team.

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	(ii) Permission for appeals from decisions of lay justices in the family court.		considered separately by a Working Group.  (ii) Working Group also to consider issues raised regarding the lack of a permission filter for appeals from decisions of lay justices.		
15.	Police Disclosure Orders.		The Committee consulted on proposed PD amendments in June 2022. The consultation responses raised various issues which the Committee wishes to consider in more detail. This item will return to the Committee with a workplan in May 2023.	May 2023	Public Family Law Policy Team.
16.	Case Management and Intimate Images.		This item was considered by the DA Working Group in January 2023 and an update was provided in February 2023. An update was provided in March 2023 and will return to the Committee in May 2023.	May 2023.	Public Family Law Policy Team.
17.	Voice of the Child		An update on work being taken forward by another Group was provided at the February 2023 meeting by Mrs Justice Knowles. It was agreed for this item to return as a substantive item from Mrs Justice Knowles in July 2023.	July 2023.	Private Family Law Reform Team.
18.	Closed Material Proceedings.		This item was discussed at the March 2023 Meeting. This item will return in May for an update.	May 2023.	Public Family Law Team.
19.	Relationship between rules, PDs and guidance.		Discussed at the February 2023 meeting. Matter to be considered by two Committee members, with officials. To return to the June 2023 meeting.	June 2023.	Public Family Law Policy Team
<b>Tier 3: Work with timings listed as TBC or with longer timescales.</b>					
20.	Review of the overriding objective, to include consideration of amendments relating to vulnerable parties and witnesses (FJC Report).	Rule 1.1.	Matter to be considered by the DA Working Group.	TBC.	Public Family Law Policy Team.
21.	Opposite sex civil partnerships Implementation: consequential amendments to the FPR 2010.		SI expected to be laid by the end of 2023. Awaiting update from GEO.	TBC.	GEO.

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22.	Pension Sharing Orders.		The Committee discussed Pension Sharing Orders at the November 2022 meeting. It was agreed for this item to return in October 2023 following a further report from the Pensions Advisory Group in September 2023.	October 2023.	Marriage and Divorce Law Policy Team.
23.	Enforcement of Financial Remedy orders.		<p>(i) Rule and PD amendments in respect of standard orders on general enforcement applications will come into force 6 April 2023. The Committee agreed for the item to return for a post-implementation review.</p> <p>(ii) Wider work on enforcement, including a possible rewriting of Part 33 FPR, was the subject of a Committee consultation in 2022. The Committee agreed in February 2023 for this item to return to the Committee in December 2023.</p>	<p>(i) February 2024</p> <p>(ii) December 2023</p>	Marriage and Divorce Law Policy Team
24.	Review of Practice Direction 12G.	PD12G.	Committee agreed to add workstream to the Table at the July 2022 meeting.	May 2023	Public Family Law Policy Team.

## Annex A: Pending PD changes

The table below sets out the various PD-related projects that are underway or pending.

Where an entry relates to a project in the main Table above, this is noted in the Status column below.

Position as at end March 2023

	Subject	PD	Status	Timing of PD Update/ next due at Committee
Action required in early 2023				
A1	Demand reduction/ early resolution	Various (including PD3A MIAMs DV evidence provisions)	See main Table entry for demand reduction/ early resolution	April 2023 (verbal update)
A2	MIAMs	PD3A	See entry in main Table for Deed Polls.	April 2023
A3	Online placement applications	PD36P (pilot)	<p>Pilot PD ends 31 October 2023 (extended in PD Update No. 2 of 2023)</p> <p>Future amendments may be needed to reflect further HMCTS IT releases.</p> <p>In due course, likely to be replaced by permanent PD provision under Part 41 FPR.</p>	<p>Future amendments dependent on developments to the online system, which will inform the timing of bringing draft PD amendments to the Committee.</p> <p>In any event, return October 2023, ahead of expiry date.</p>
A4	Online adoption applications	PD36ZB (pilot)	<p>Expires 31 October 2023 (extended in PD Update No.2 of 2023).</p> <p>Will be replaced by permanent PD under Part 41 FPR.</p>	April 2023.
A5	Online divorce/ dissolution etc.	PD36ZC (pilot)	Came into force 6 April 2022. Expires 30 November 2023 (extended in PD Update No.2 of 2023).	<p>As necessary dependent on any developments to the online system.</p> <p>In any event, October 2023, ahead of expiry date.</p>

	Subject	PD	Status	Timing of PD Update/ next due at Committee
A6	Bundles	PD27A / others	Modernisation to reflect increased use of electronic bundles.  Amendments may also be needed to PD36N, PD36P, PD36ZD and PD41D.	April 2023
A7	Online public law	PD41D	Amendments to reflect operational position.	May 2023
<b>Action required later in 2023</b>				
A8	Piloting of investigatory approach	PD36Z (annexes PD12B (Pilot))	PD expires 21 February 2024.  See main Table entry for Private Law Reform	
A9	Online (a) private law proceedings (b) Part 4 FLA 1996 proceedings	PD36G and PD36ZD (pilots)	PD36G expires 31 October 2023.  PD36ZD came into force 20 April 2022. Expires 31 October 2023.  Amended via PD Update No. 9 of 2022 for “end to end” process.  Will need amendment as the online system develops.	Awaiting confirmation from HMCTS of the timing and content of any further future IT releases, which will inform the timing of our bringing draft PD amendments to the Committee.  In any event prior to respective expiry dates.
A10	Online contested financial remedy	PD36N (pilot)	Expires 31 December 2023.  In future, will need to be extended, or replaced with permanent PD under Part 41 FPR.	Prior to expiry date.
A11	Notification to police of Part 4 FLA orders	PD36ZA (pilot)	Came into force 28 February 2022. Expires 28 February 2024.	Prior to expiry date.
A12	Temporary modifications	PD36Y (pilot) – replaced by PD36ZE (pilot) April 2023.	PD36ZE expires 28 February 2025  See item for Private Law Reform in main table re. child arrangements programme (PD12B).  Provisions unrelated to PD12B will also need review.	

	Subject	PD	Status	Timing of PD Update/ next due at Committee
A13	Transparency	PD12I	Practice Direction 12I to be updated to reference the Press Association's Media Injunctions Alert Service.	TBC
A14	Justices' Legal Advisers	PD2C	Proposals for amendment from Committee member Feb 2023	MoJ to review before summer recess 2023.
<b>To return for review</b>				
A15	Mediation vouchers	PD36V	See main table	Review February 2024
<b>Timings to be confirmed</b>				<b>Notes</b>
A16	DA Act 2021 implementation – various aspects	Various	See entry in main Table for Domestic Abuse Act 2021 implementation	
A17	Tracing through Government Departments	PD6C	New PD put in place January 2023. Further details may be added in due course.	
A18	International child abduction	PD12F	(1) Minor amendments to Annex 1 (Protocol between the Home Office and the PFD). Awaiting final revised text from Home Office  (2) Overall review and updating.  (3) Proposals Feb 2021 from Committee member for amendments (also to PD12D).	(1) Depends on Home Office timing.  (2) Preferred approach of International Family Working Group.  (3) Agreed at March 2021 Meeting that this should form part of item (2) above.
A19	Experts	PD25B	Name of governing body for social workers requires updating.	TBC
A20	Enforcement	NEW Part 33 PD	Possible new PD to support simplified Part 33 FPR: see main table entry for enforcement	December 2024 (review)