

Status: Point in time view as at 03/11/2008.

Changes to legislation: Social Security Act 1998, Cross Heading: Child Support Act 1991 (c. 48) is up to date with all changes known to be in force on or before 01 September 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 7

MINOR AND CONSEQUENTIAL AMENDMENTS

Child Support Act 1991 (c. 48)

- 18 In section 2 of the Child Support Act (welfare of children: the general principle), the words “or any child support officer” shall cease to have effect.

Commencement Information

- I1** Sch. 7 para. 18 in force at 1.6.1999 by [S.I. 1999/1510](#), [art. 2\(g\)\(iii\)](#) (with [arts. 48-51](#))

- 19 In subsection (4) of section 4 of that Act (child support maintenance), the words “or the child support officer” shall cease to have effect.

Commencement Information

- I2** Sch. 7 para. 19 in force at 1.6.1999 by [S.I. 1999/1510](#), [art. 2\(g\)\(iii\)](#) (with [arts. 48-51](#))

- ^{F1}20

Textual Amendments

- F1** Sch. 7 para. 20 repealed (3.3.2003 for specified purposes) by [Child Support, Pensions and Social Security Act 2000 \(c. 19\)](#), s. 86(1)(e)(2), [Sch. 9 Pt. I](#) (with s. 83(6)); [S.I. 2003/192](#), art. 3, Sch.

- 21 In subsection (5) of section 7 of that Act (right of child in Scotland to apply for assessment), the words “or the child support officer” shall cease to have effect.

Commencement Information

- I3** Sch. 7 para. 21 in force at 1.6.1999 by [S.I. 1999/1510](#), [art. 2\(g\)\(iii\)](#) (with [arts. 48-51](#))

- 22 In subsections (1) and (2) of section 8 of that Act (role of courts with respect to maintenance for children), for the words “a child support officer” there shall be substituted the words “the Secretary of State”.

Commencement Information

- I4** Sch. 7 para. 22 in force at 1.6.1999 by [S.I. 1999/1510](#), [art. 2\(g\)\(iii\)](#) (with [arts. 48-51](#))

- 23 (1) In subsection (4) of section 10 of that Act (relationship between maintenance assessments and certain court orders)—

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- (a) for the words “the child support officer concerned” there shall be substituted the words “the Secretary of State”; and
- (b) for the words “that officer” there shall be substituted the word “he”.

(2) In subsection (5) of that section, for the words “a child support officer” there shall be substituted the words “an officer of the Secretary of State”.

Commencement Information
I5 Sch. 7 para. 23 in force at 1.6.1999 by S.I. 1999/1510, art. 2(g)(iii) (with arts. 48-51)

F224

Textual Amendments
F2 Sch. 7 para. 24 repealed (3.3.2003 for specified purposes) by Child Support, Pensions and Social Security Act 2000 (c. 19), s. 86(1)(e)(2), Sch. 9 Pt. I (with s. 83(6)); S.I. 2003/192, art. 3, Sch.

F325

Textual Amendments
F3 Sch. 7 para. 25 repealed (3.3.2003 for specified purposes) by Child Support, Pensions and Social Security Act 2000 (c. 19), s. 86(1)(e)(2), Sch. 9 Pt. I (with s. 83(6)); S.I. 2003/192, art. 3, Sch.

26 Section 13 of that Act (child support officers) shall cease to have effect.

Commencement Information
I6 Sch. 7 para. 26 in force at 1.6.1999 by S.I. 1999/1510, art. 2(g)(iii) (with arts. 48-51)

- 27 In section 14 of that Act (information required by Secretary of State)—
- (a) subsections (2) and (2A) shall cease to have effect; and
 - (b) in subsection (3), the words “or by child support officers” shall cease to have effect and for the word “them” there shall be substituted the word “him”.

Commencement Information
I7 Sch. 7 para. 27(a) in force at 8.9.1998 by S.I. 1998/2209, art. 2(a), Sch. Pt. I
I8 Sch. 7 para. 27 in force at 1.6.1999 in so far as not already in force by S.I. 1999/1510, art. 2(g)(iii) (with arts. 48-51)

F428

Textual Amendments
F4 Sch. 7 para. 28 repealed (2.4.2001) by Child Support, Pensions and Social Security Act 2000 (c. 19), s. 86(1)(e)(2), Sch. 9 Pt. I (with s. 83(6)); S.I. 2001/1252, art. 2(1)(d)(ii)

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F⁵29

Textual Amendments

F5 Sch. 7 para. 29 repealed (3.11.2008) by The Transfer of Tribunal Functions Order 2008 (S.I. 2008/2833), art. 1(1), **Sch. 3 para. 228(d)**

F⁶30

Textual Amendments

F6 Sch. 7 para. 30 repealed (3.11.2008) by The Transfer of Tribunal Functions Order 2008 (S.I. 2008/2833), art. 1(1), **Sch. 3 para. 228(d)**

- 31 (1) In subsection (1) of section 26 of that Act (disputes about parentage), for the words “the child support officer concerned” there shall be substituted the words “the Secretary of State”.
- (2) In subsection (2) of that section, in Case E, for the words “the child support officer” there shall be substituted the words “the Secretary of State”.

Commencement Information

I9 Sch. 7 para. 31 in force at 1.6.1999 by S.I. 1999/1510, **art. 2(g)(iii)** (with arts. 48-51)

F⁷32

Textual Amendments

F7 Sch. 7 para. 32 repealed (1.4.2001) by Child Support, Pensions and Social Security Act 2000 (c. 19), s. 86(1)(e)(2), **Sch. 9 Pt. IX** (with s. 83(6)); S.I. 2001/774, art. 2(d)

- 33 In subsection (1) of section 28 of that Act (power of Secretary of State to initiate or defend actions of declarator: Scotland), for the words “a child support officer to whom the case is referred” there shall be substituted the words “the Secretary of State”.

Commencement Information

I10 Sch. 7 para. 33 in force at 1.6.1999 by S.I. 1999/1510, **art. 2(g)(iii)** (with arts. 48-51)

F⁸34

Textual Amendments

F8 Sch. 7 para. 34 repealed (3.3.2003 for specified purposes) by Child Support, Pensions and Social Security Act 2000 (c. 19), s. 86(1)(e)(2), **Sch. 9 Pt. I** (with s. 83(6)); S.I. 2003/192, art. 3, Sch.

F⁹35

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Textual Amendments

F9 Sch. 7 para. 35 repealed (3.3.2003 for specified purposes) by [Child Support, Pensions and Social Security Act 2000 \(c. 19\)](#), s. 86(1)(e)(2), [Sch. 9 Pt. I](#) (with s. 83(6)); S.I. 2003/192, art. 3, Sch.

^{F10}36

Textual Amendments

F10 Sch. 7 para. 36 repealed (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 1(1), [Sch. 3 para. 228\(d\)](#)

^{F11}37

Textual Amendments

F11 Sch. 7 para. 37 repealed (3.3.2003 for specified purposes) by [Child Support, Pensions and Social Security Act 2000 \(c. 19\)](#), s. 86(1)(e)(2), [Sch. 9 Pt. I](#) (with s. 83(6)); S.I. 2003/192, art. 3, Sch.

^{F12}38

Textual Amendments

F12 Sch. 7 para. 38 repealed (3.3.2003 for specified purposes) by [Child Support, Pensions and Social Security Act 2000 \(c. 19\)](#), s. 86(1)(e)(2), [Sch. 9 Pt. I](#) (with s. 83(6)); S.I. 2003/192, art. 3, Sch.

^{F13}39

Textual Amendments

F13 Sch. 7 para. 39 repealed (3.3.2003 for specified purposes) by [Child Support, Pensions and Social Security Act 2000 \(c. 19\)](#), s. 86(1)(e)(2), [Sch. 9 Pt. I](#) (with s. 83(6)); S.I. 2003/192, art. 3, Sch.

^{F14}40

Textual Amendments

F14 Sch. 7 para. 40 repealed (3.3.2003 for specified purposes) by [Child Support, Pensions and Social Security Act 2000 \(c. 19\)](#), s. 86(1)(e)(2), [Sch. 9 Pt. I](#) (with s. 83(6)); S.I. 2003/192, art. 3, Sch.

41 In subsection (1) of section 44 of that Act (jurisdiction), for the words “A child support officer” there shall be substituted the words “The Secretary of State”.

Commencement Information

I11 Sch. 7 para. 41 in force at 1.6.1999 by [S.I. 1999/1510](#), [art. 2\(g\)\(iii\)](#) (with arts. 48-51)

^{F15}42

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Textual Amendments

F15 Sch. 7 para. 42 repealed (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 1(1), [Sch. 3 para. 228\(d\)](#)

^{F16}43

Textual Amendments

F16 Sch. 7 para. 43 repealed (3.3.2003 for specified purposes) by [Child Support, Pensions and Social Security Act 2000 \(c. 19\)](#), s. 86(1)(e)(2), [Sch. 9 Pt. I](#) (with s. 83(6)); [S.I. 2003/192](#), art. 3, Sch.

44 After that section there shall be inserted the following sections—

“46A Finality of decisions

- (1) Subject to the provisions of this Act, any decision of the Secretary of State or an appeal tribunal made in accordance with the foregoing provisions of this Act shall be final.
- (2) If and to the extent that regulations so provide, any finding of fact or other determination embodied in or necessary to such a decision, or on which such a decision is based, shall be conclusive for the purposes of—
 - (a) further such decisions;
 - (b) decisions made in accordance with sections 8 to 16 of the Social Security Act 1998, or with regulations under section 11 of that Act; and
 - (c) decisions made under the Vaccine Damage Payments Act 1979.

46B Matters arising as respects decisions

- (1) Regulations may make provision as respects matters arising pending—
 - (a) any decision of the Secretary of State under section 11, 12 or 17;
 - (b) any decision of an appeal tribunal under section 20; or
 - (c) any decision of a Child Support Commissioner under section 24.
- (2) Regulations may also make provision as respects matters arising out of the revision under section 16, or on appeal, of any such decision as is mentioned in subsection (1).
- (3) Any reference in this section to section 16, 17 or 20 includes a reference to that section as extended by Schedule 4C.”

Commencement Information

I12 Sch. 7 para. 44 in force at 4.3.1999 for specified purposes by [S.I. 1999/528](#), art. 2(a), [Sch.](#)

I13 Sch. 7 para. 44 in force at 1.6.1999 in so far as not already in force by [S.I. 1999/1510](#), [art. 2\(g\)\(iii\)](#) (with [arts. 48-51](#))

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45 In subsection (5) of section 50 of that Act (unauthorised disclosure of information), in paragraph (c), after the words “other officer of,” there shall be inserted the words “an appeal tribunal or”.

Commencement Information

I14 Sch. 7 para. 45 in force at 1.6.1999 by S.I. 1999/1510, **art. 2(g)(iii)** (with arts. 48-51)

^{F17}46

Textual Amendments

F17 Sch. 7 para. 46 repealed (3.3.2003 for specified purposes) by **Child Support, Pensions and Social Security Act 2000 (c. 19)**, s. 86(1)(e)(2), **Sch. 9 Pt. I** (with s. 83(6)); S.I. 2003/192, art. 3, Sch.

47 In section 54 of that Act (interpretation)—

- ^{F18}(a)
- (b) the definitions of “adjudication officer”, “Chief Adjudication Officer”, “Chief Child Support Officer”, “child support appeal tribunal” and “child support officer” shall cease to have effect.

Textual Amendments

F18 Sch. 7 para. 47(a) repealed (3.11.2008) by **The Transfer of Tribunal Functions Order 2008 (S.I. 2008/2833)**, art. 1(1), **Sch. 3 para. 228(d)**

Commencement Information

I15 Sch. 7 para. 47 in force at 29.11.1999 for specified purposes by S.I. 1999/3178, **art. 2(1)(a)(2)**, **Sch. 1** (with art. 4, Schs. 21-23)

I16 Sch. 7 para. 47(b) in force at 1.6.1999 for specified purposes by S.I. 1999/1510, **art. 2(g)(iv)** (with arts. 48-51)

48 ^{F19}(1)

^{F19}(2)

^{F19}(3)

(4) In paragraph 15 of that Schedule (separate assessments for different periods), for the words “a child support officer” there shall be substituted the words “the Secretary of State”.

(5) In paragraph 16 of that Schedule (termination of assessments)—

^{F20}(a)

^{F20}(b)

^{F20}(c)

(d) in sub-paragraph (10), the words “or a child support officer” shall cease to have effect.

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Textual Amendments

- F19** Sch. 7 para. 48(1)(2)(3) repealed (3.3.2003 for specified purposes) by [Child Support, Pensions and Social Security Act 2000 \(c. 19\)](#), s. 86(1)(e)(2), **Sch. 9 Pt. I** (with s. 83(6)); S.I. 2003/192, art. 3, Sch.
- F20** Sch. 7 para. 48(5)(a)(b)(c) repealed (3.3.2003 for specified purposes) by [Child Support, Pensions and Social Security Act 2000 \(c. 19\)](#), s. 86(1)(e)(2), **Sch. 9 Pt. I** (with s. 83(6)); S.I. 2003/192, art. 3, Sch.

Commencement Information

- I17** Sch. 7 para. 48 in force at 1.6.1999 by S.I. 1999/1510, **art. 2(g)(v)** (with arts. 48-51)

49 Paragraph 2 of Schedule 2 to that Act (local authority records) shall cease to have effect.

Commencement Information

- I18** Sch. 7 para. 49 in force at 8.9.1998 by S.I. 1998/2209, art. 2(a), **Sch. Pt. I**

50 Schedule 3 to that Act (child support appeal tribunals) shall cease to have effect.

Commencement Information

- I19** Sch. 7 para. 50 in force at 1.6.1999 by S.I. 1999/1510, **art. 2(g)(v)** (with arts. 48-51)

^{F21}51

Textual Amendments

- F21** Sch. 7 para. 51 repealed (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 1(1), **Sch. 3 para. 228(d)**

^{F22}52

Textual Amendments

- F22** Sch. 7 para. 52 repealed (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 1(1), **Sch. 3 para. 228(d)**

^{F23}53

Textual Amendments

- F23** Sch. 7 para. 53 repealed (3.3.2003 for specified purposes) by [Child Support, Pensions and Social Security Act 2000 \(c. 19\)](#), s. 86(1)(e)(2), **Sch. 9 Pt. I** (with s. 83(6)); S.I. 2003/192, art. 3, Sch.

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Textual Amendments

F24 Sch. 7 para. 54 repealed (3.3.2003 for specified purposes) by [Child Support, Pensions and Social Security Act 2000 \(c. 19\)](#), s. 86(1)(e)(2), [Sch. 9 Pt. I](#) (with s. 83(6)); S.I. 2003/192, art. 3, Sch.

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