
STATUTORY RULES OF NORTHERN IRELAND

2000 No. 215

The Social Security and Child Support (Miscellaneous Amendments) Regulations (Northern Ireland) 2000

Amendment of the Child Support (Maintenance Assessment Procedure) Regulations

4.—(1) The Child Support (Maintenance Assessment Procedure) Regulations (Northern Ireland) 1992⁽¹⁾ shall be amended in accordance with paragraphs (2) to (5).

(2) In regulation 1(2) (interpretation) in the definition of “official error”⁽²⁾ after “materially contributed” there shall be added “, but excludes any error of law which is only shown to have been an error by virtue of a subsequent decision of a Child Support Commissioner or the court”.

(3) In regulation 16(6)(a)(i)⁽³⁾ (revision of decisions) for “the date from which the decision had effect” there shall be substituted “the date on which the decision was made”.

(4) In regulation 19(3)(a)(i) (supersession of decisions) for “since the decision was made” there shall be substituted “since the date from which the decision took effect”.

(5) In regulation 22 (date from which a superseding decision takes effect)—

(a) in paragraphs (2) and (4) at the beginning there shall be inserted “Subject to paragraph (19),”; and

(b) after paragraph (18) there shall be added the following paragraph—

“(19) Where a superseding decision is made in a case to which regulation 19(2)(a) or (3) applies and the material circumstance is the death of a qualifying child or a qualifying child ceasing to be a qualifying child, that decision shall take effect from the first day of the maintenance period in which the change occurred.”.

⁽¹⁾ S.R. 1992 No. 340; relevant amending regulations are S.R. 1999 No. 167

⁽²⁾ The definition of “official error” was inserted by regulation 2(2)(a) of S.R. 1999 No. 167

⁽³⁾ Regulations 16, 19 and 22 were substituted by regulation 2(12) of S.R. 1999 No. 167