



Child Support Act 1991

CHAPTER 48

CHILD SUPPORT ACT 1991

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Status: Point in time view as at 25/02/2013.

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- 57 Application to Crown.
58 Short title, commencement and extent, etc.

SCHEDULES

SCHEDULE 1 — Maintenance Calculations PART I — CALCULATION OF WEEKLY AMOUNT OF CHILD SUPPORT MAINTENANCE

General rule

- 1 (1) Subject to paragraph 5A, the weekly rate of child...

Basic rate

- 2 (1) Subject to sub-paragraph (2), the basic rate is the...

Reduced rate

- 3 (1) A reduced rate is payable if—

Flat rate

- 4 (1) Except in a case falling within sub-paragraph (2), a...

Nil rate

- 5 The rate payable is nil if the non-resident parent—

Non-resident parent party to other maintenance arrangement

- 5A (1) This paragraph applies where— (a) the non-resident parent is...

Apportionment

- 6 (1) If the non-resident parent has more than one qualifying...

Shared care—basic and reduced rate

- 7 (1) This paragraph applies where the rate of child support...

Shared care—flat rate

- 8 (1) This paragraph applies only if— (a) the rate of...

Regulations about shared care

- 9 (1) The Secretary of State may by regulations provide—

Gross weekly income

- 10 (1) For the purposes of this Schedule, gross weekly income...

Regulations about rates, figures, etc.

- 10A (1) The Secretary of State may by regulations provide that—...

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Regulations about income

10B The Secretary of State may by regulations provide that, in...

References to various terms

10C (1) References in this Part of this Schedule to “qualifying...
Part II — GENERAL PROVISIONS ABOUT MAINTENANCE CALCULATIONS

Effective date of calculation

11 (1) A maintenance calculation shall take effect on such date...

Form of calculation

12 Every maintenance calculation shall be made in such form and...

Assessments where amount of child support is nil

13 The Secretary of State shall not decline to make a...

Consolidated applications and calculations

14 The Secretary of State may by regulations provide—

Separate calculations for different periods

15 Where the Secretary of State is satisfied that the circumstances...

Termination of calculations

16 (1) A maintenance calculation shall cease to have effect—

SCHEDULE 2 — Provision of Information to Secretary of State

Inland Revenue records

1 (1) This paragraph applies where the Secretary of State or...
1A (1) This paragraph applies to any information which—

Local authority records

2 (1) This paragraph applies where— (a) the Secretary of State...
3 In this Schedule “Revenue and Customs official” has the same...

SCHEDULE 3 — Child Support Appeal Tribunals

The President

1 (1) The person appointed . . . as President of...

Membership of child support appeal tribunals

2 (1) A child support appeal tribunal shall consist of a...

The chairmen

3 (1) The chairman of a child support appeal tribunal shall...
4 (1) The Lord Chancellor may appoint regional and other full-time...

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Other members of child support appeal tribunals

5 (1) The members of a child support appeal tribunal other...

Clerks of tribunals

6 (1) Each child support appeal tribunal shall be serviced by...

Expenses of tribunal members and others

7 (1) The Secretary of State may pay—

Consultation with Lord Advocate

8 Before exercising any of his powers under paragraph 3(3) or...

SCHEDULE 4 — Child Support Commissioners for Northern Ireland

Tenure of office

1 (1) Every Child Support Commissioner for Northern Ireland shall vacate...

Commissioners' remuneration and their pensions

2 (1) The Department of Justice shall pay, or make such...

Expenses of other persons

2A (1) The Lord Chancellor or, in Scotland, the Secretary of...

Commissioners barred from legal practice

3 A Child Support Commissioner for Northern Ireland, so long as...

Deputy Child Support Commissioners

4 (1) The Northern Ireland Judicial Appointments Commission may appoint persons...

Determination of questions by other officers

4A (1) The Lord Chancellor may by regulations provide—

Tribunals of Commissioners

5 (1) If it appears to the Chief Child Support Commissioner...

Finality of decisions

6 (1) Subject to section 25, the decision of any Child...

Consultation with Lord Advocate

7 Before exercising any of his powers under paragraph 1(3) ,...

Northern Ireland

8 In its application to Northern Ireland this Schedule shall have...

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SCHEDULE 4A — Applications for a variation

Interpretation

- 1 In this Schedule, “regulations” means regulations made by the Secretary...

Applications for a variation

- 2 Regulations may make provision— (a) as to the procedure to...

Completion of preliminary consideration

- 3 Regulations may provide for determining when the preliminary consideration of...

Information

- 4 If any information which is required (by regulations under this...

Joint consideration of applications for a variation and appeals

- 5 (1) Regulations may provide for two or more applications for...

SCHEDULE 4B — Applications for a variation: The Cases and Controls Part I — THE CASES

General

- 1 (1) The cases in which a variation may be agreed...

Special expenses

- 2 (1) A variation applied for by a non-resident parent may...

Property or capital transfers

- 3 (1) A variation may be agreed in the circumstances set...

Additional cases

- 4 (1) The Secretary of State may by regulations prescribe other...

Part II — REGULATORY CONTROLS

- 5 (1) The Secretary of State may by regulations make provision...

- 6 The Secretary of State may by regulations provide for the...

SCHEDULE 4C — Decisions and Appeals: Departure Directions and Reduced Benefit Directions etc.

Revision of decisions

- 1 Section 16 shall apply in relation to—

Decisions superseding earlier decisions

- 2 (1) Section 17 shall apply in relation to—

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Appeals to appeal tribunals

3 (1) Subject to sub-paragraphs (2) and (3), section 20 shall...

Decisions and appeals dependent on other cases

4 (1) Section 28ZA shall also apply where—
5 (1) Section 28ZB shall also apply where—

Cases of error

6 (1) Subject to sub-paragraph (2) below, section 28ZC shall also...

SCHEDULE 5 — Consequential Amendments

The Tribunals and Inquiries Act 1971 (c.62)

1

The Northern Ireland Constitution Act 1973 (c. 36)

2 In paragraph 9 of Schedule 2 to the Northern Ireland...

The House of Commons Disqualification Act 1975 (c.24)

3 (1) The House of Commons Disqualification Act 1975 shall be...

The Northern Ireland Assembly Disqualification Act 1975 (c.25)

4 (1) In Part I of Schedule 1 to the Northern...

The Family Law (Scotland) Act 1985 (c.37)

5 In section 4 (amount of aliment) of the Family Law...

Bankruptcy (Scotland) Act 1985 (c.66)

6 (1) The Bankruptcy (Scotland) Act 1985 shall be amended as...

The Insolvency Act 1986 (c.45)

7 In section 281(5)(b) of the Insolvency Act 1986 (effect of...

The Debtors (Scotland) Act 1987 (c.18)

8 (1) The Debtors (Scotland) Act 1987 shall be amended as...

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