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Changes to legislation: Child Support Act 1991, Part II is up to date with all changes known to be in force on or before 10 June 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 1

MAINTENANCE [F1CALCULATIONS]

Textual Amendments

- F1** Word in Act substituted (3.3.2003 for specified purposes) by [Child Support, Pensions and Social Security Act 2000 \(c. 19\), ss. 1\(2\)\(b\)](#), 86(1)(a)(2) (with ss. 28, 83(6)); S.I. 2003/192, art. 3, Sch.

PART II

GENERAL PROVISIONS ABOUT MAINTENANCE [F1CALCULATIONS]

Effective date of [F1calculation]

- 11 (1) A [F2maintenance calculation] shall take effect on such date as may be determined in accordance with regulations made by the Secretary of State.
- (2) That date may be earlier than the date on which the [F1calculation] is made.

Textual Amendments

- F2** Words in Act substituted (3.3.2003 for specified purposes) by [Child Support, Pensions and Social Security Act 2000 \(c. 19\), ss. 1\(2\)\(a\)](#), 86(1)(a)(2) (with ss. 28, 83(6)); S.I. 2003/192, art. 3, Sch.

Form of [F1calculation]

- 12 Every [F2maintenance calculation] shall be made in such form and contain such information as the [F3Secretary of State] may direct.

Textual Amendments

- F2** Words in Act substituted (3.3.2003 for specified purposes) by [Child Support, Pensions and Social Security Act 2000 \(c. 19\), ss. 1\(2\)\(a\)](#), 86(1)(a)(2) (with ss. 28, 83(6)); S.I. 2003/192, art. 3, Sch.
- F3** Words in Sch. 1 para. 12 substituted (1.8.2012) by [The Public Bodies \(Child Maintenance and Enforcement Commission: Abolition and Transfer of Functions\) Order 2012 \(S.I. 2012/2007\)](#), art. 1(2), [Sch. para. 62\(3\)\(a\)](#)

Assessments where amount of child support is nil

F4F3 13

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Textual Amendments

- F3** Words in Sch. 1 para. 12 substituted (1.8.2012) by [The Public Bodies \(Child Maintenance and Enforcement Commission: Abolition and Transfer of Functions\) Order 2012 \(S.I. 2012/2007\)](#), art. 1(2), [Sch. para. 62\(3\)\(a\)](#)
- F4** Sch. 1 para. 13 repealed (3.3.2003 for specified purposes) by [Child Support, Pensions and Social Security Act 2000 \(c. 19\)](#), s. 86(1)(a)(2), [Sch. 3 para. 11\(22\)\(a\)](#), [Sch. 9 Pt. I](#) (with s. 83(6)); S.I. 2003/192, art. 3, Sch.

Modifications etc. (not altering text)

- C1** Sch. 1 para. 13 (as originally enacted) amended (1.11.2008) by [Child Maintenance and Other Payments Act 2008 \(c. 6\)](#), s. 62(3), [Sch. 3 para. 52\(5\)](#); S.I. 2008/2675, art. 3(b)

Consolidated applications and [F1]calculations]

- [F5]14 The Secretary of State may by regulations provide—
- (a) for two or more applications for maintenance calculations to be treated, in prescribed circumstances, as a single application; and
 - (b) for the replacement, in prescribed circumstances, of a maintenance calculation made on the application of one person by a later maintenance calculation made on the application of that or any other person.]

Textual Amendments

- F5** Sch. 1 para. 14 substituted (1.6.2009) by [Child Maintenance and Other Payments Act 2008 \(c. 6\)](#), s. 62(3), [Sch. 7 para. 1\(32\)](#); S.I. 2009/1314, art. 2(2)(b)(i)

Separate [F1]calculations] for different periods

- 15 Where [F6the [F7Secretary of State]] is satisfied that the circumstances of a case require different amounts of child support maintenance to be assessed in respect of different periods, [F8the Secretary of State] may make separate maintenance [F1]calculations] each expressed to have effect in relation to a different specified period.

Textual Amendments

- F6** Words in Sch. 1 para. 15 substituted (1.6.1999) by [Social Security Act 1998 \(c. 14\)](#), s. 87(2), [Sch. 7 para. 48\(4\)](#); S.I. 1999/1510, art. 2(g)(v)
- F7** Words in Sch. 1 para. 15 substituted (1.8.2012) by [The Public Bodies \(Child Maintenance and Enforcement Commission: Abolition and Transfer of Functions\) Order 2012 \(S.I. 2012/2007\)](#), art. 1(2), [Sch. para. 62\(3\)\(b\)\(i\)](#)
- F8** Words in Sch. 1 para. 15 substituted (1.8.2012) by [The Public Bodies \(Child Maintenance and Enforcement Commission: Abolition and Transfer of Functions\) Order 2012 \(S.I. 2012/2007\)](#), art. 1(2), [Sch. para. 62\(3\)\(b\)\(ii\)](#)

Termination of [F1]calculations]

- 16 (1) A [F2]maintenance calculation] shall cease to have effect—

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- (a) on the death of the [^{F9}non-resident parent], or of the person with care, with respect to whom it was made;
- (b) on there no longer being any qualifying child with respect to whom it would have effect;
- (c) on the [^{F9}non-resident parent] with respect to whom it was made ceasing to be a parent of—
 - (i) the qualifying child with respect to whom it was made; or
 - (ii) where it was made with respect to more than one qualifying child, all of the qualifying children with respect to whom it was made;

^{F10}(d)

^{F10}(e)

^{F11}(2)

^{F11}(3)

^{F11}(4)

^{F11}(4A)

^{F11}(5)

^{F11}(6)

^{F11}(7)

^{F11}(8)

^{F11}(9)

(10) A person with care with respect to whom a [^{F2}maintenance calculation] is in force shall provide the [^{F12}Secretary of State] with such information, in such circumstances, as may be prescribed, with a view to assisting the [^{F12}Secretary of State]^{F13}... in determining whether the [^{F1}calculation] has ceased to have effect ^{F14}...

(11) The Secretary of State may by regulations make such supplemental, incidental or transitional provision as he thinks necessary or expedient in consequence of the provisions of this paragraph.

Textual Amendments

F2 Words in Act substituted (3.3.2003 for specified purposes) by Child Support, Pensions and Social Security Act 2000 (c. 19), ss. 1(2)(a), 86(1)(a)(2) (with ss. 28, 83(6)); S.I. 2003/192, art. 3, Sch.

F9 Words in Act substituted (31.1.2001 for specified purposes, 3.3.2003 for specified purposes) by Child Support, Pensions and Social Security Act 2000 (c. 19), s. 86(1)(a)(2), Sch. 3 para. 11(2) (with s. 83(6)); S.I. 2000/3354, art. 2(1)(b); S.I. 2003/192, art. 3, Sch.

F10 Sch. 1 para. 16(1)(d)(e) repealed (3.3.2003 for specified purposes) by Child Support, Pensions and Social Security Act 2000 (c. 19), s. 86(1)(a)(2), Sch. 3 para. 11(22)(c)(i), Sch. 9 Pt. I (with s. 83(6)); S.I. 2003/192, art. 3, Sch.

F11 Sch. 1 para. 16(2)-(9) repealed (3.3.2003 for specified purposes) by Child Support, Pensions and Social Security Act 2000 (c. 19), s. 86(1)(a)(2), Sch. 3 para. 11(22)(c)(ii), Sch. 9 Pt. I (with s. 83(6)); S.I. 2003/192, art. 3, Sch.

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- F12** Words in Sch. 1 para. 16(10) substituted (1.8.2012) by [The Public Bodies \(Child Maintenance and Enforcement Commission: Abolition and Transfer of Functions\) Order 2012 \(S.I. 2012/2007\)](#), art. 1(2), [Sch. para. 62\(3\)\(c\)](#)
- F13** Words in Sch. 1 para. 16(10) repealed (1.6.1999) by [Social Security Act 1998 \(c. 14\)](#), s. 87(2), Sch. 7 para. 48(5)(d), [Sch. 8](#); S.I. 1999/1510, art. 2(f)(iii)(g)(v)
- F14** Words in Sch. 1 para. 16(10) repealed (3.3.2003 for specified purposes) by [Child Support, Pensions and Social Security Act 2000 \(c. 19\)](#), s. 86(1)(a)(2), Sch. 3 para. 11(22)(c)(iii), [Sch. 9 Pt. I](#) (with s. 83(6)); S.I. 2003/192, art. 3, Sch.

Modifications etc. (not altering text)

- C2** Sch. 1 para. 16(3) (as originally enacted) repealed (14.7.2008 for specified purposes, 1.6.2009 in so far as not already in force) by [Child Maintenance and Other Payments Act 2008 \(c. 6\)](#), s. 62(3), [Sch. 7 para. 1\(34\)\(b\)](#); S.I. 2008/1476, art. 2(3)(b)(4)(5); S.I. 2009/1314, art. 2(2)(b)(i)
- C3** Sch. 1 para. 16(4A) (as originally enacted) amended (14.7.2008 for specified purposes, 1.6.2009 in so far as not already in force) by [Child Maintenance and Other Payments Act 2008 \(c. 6\)](#), s. 62(3), [Sch. 7 para. 1\(34\)\(b\)](#); S.I. 2008/1476, art. 2(3)(b)(4)(5); S.I. 2009/1314, art. 2(2)(b)(i)

Commencement Information

- I1** Sch. 1 para. 16 wholly in force; para. 16 not in force at Royal Assent see s. 58(2); para. 16(5)(10)(11) in force at 17.6.1992 by [S.I. 1992/1431](#), art. 2, [Sch.](#); para. 16 in force in so far as not already in force at 5.4.1993 by [S.I. 1992/2644](#), art. 2

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