

Status: Point in time view as at 03/11/2008.

Changes to legislation: Child Support Act 1991, Cross Heading: Special expenses is up to date with all changes known to be in force on or before 12 August 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

[^{F1}SCHEDULE 4B

APPLICATIONS FOR A VARIATION: THE CASES AND CONTROLS

Textual Amendments

- F1** Sch. 4B substituted (10.11.2000 for specified purposes, 3.3.2003 for specified purposes) by [Child Support, Pensions and Social Security Act 2000 \(c. 19\)](#), ss. 6(2), 86(1)(a)(2), **Sch. 2 Pt. II** (with ss. 28, 83(6)); S.I. 2000/2994, art. 2(1), Sch. Pt. 1; S.I. 2003/192, art. 3, Sch.

Modifications etc. (not altering text)

- C1** Sch. 4B modified (31.1.2001) by [The Child Support \(Variations\) \(Modification of Statutory Provisions\) Regulations 2000 \(S.I. 2000/3173\)](#), regs. 1(1), 2, **8(2)-(5)**

PART I

THE CASES

Special expenses

- 2 (1) A variation applied for by a non-resident parent may be agreed with respect to his special expenses.
- (2) In this paragraph “special expenses” means the whole, or any amount above a prescribed amount, or any prescribed part, of expenses which fall within a prescribed description of expenses.
- (3) In prescribing descriptions of expenses for the purposes of this paragraph, the Secretary of State may, in particular, make provision with respect to—
- (a) costs incurred by a non-resident parent in maintaining contact with the child, or with any of the children, with respect to whom the application for a maintenance calculation has been made ^{F2} ... ;
 - (b) costs attributable to a long-term illness or disability of a relevant other child (within the meaning of paragraph 10C(2) of Schedule 1);
 - (c) debts of a prescribed description incurred, before the non-resident parent became a non-resident parent in relation to a child with respect to whom the maintenance calculation has been applied for ^{F3} ... —
 - (i) for the joint benefit of both parents;
 - (ii) for the benefit of any such child; or
 - (iii) for the benefit of any other child falling within a prescribed category;
 - (d) boarding school fees for a child in relation to whom the application for a maintenance calculation has been made ^{F4} ... ;

Status: Point in time view as at 03/11/2008.

Changes to legislation: Child Support Act 1991, Cross Heading: Special expenses is up to date with all changes known to be in force on or before 12 August 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)

- (e) the cost to the non-resident parent of making payments in relation to a mortgage on the home he and the person with care shared, if he no longer has an interest in it, and she and a child in relation to whom the application for a maintenance calculation has been made ^{F5}... still live there.
- (4) For the purposes of sub-paragraph (3)(b)—
 - (a) “disability” and “illness” have such meaning as may be prescribed; and
 - (b) the question whether an illness or disability is long-term shall be determined in accordance with regulations made by the Secretary of State.
- (5) For the purposes of sub-paragraph (3)(d), the Secretary of State may prescribe—
 - (a) the meaning of “boarding school fees”; and
 - (b) components of such fees (whether or not itemised as such) which are, or are not, to be taken into account,
 and may provide for estimating any such component.]

Textual Amendments

- F2** Words in Sch. 4B para. 2(3)(a) repealed (27.10.2008) by [Child Maintenance and Other Payments Act 2008 \(c. 6\)](#), s. 62(3), **Sch. 8**; S.I. 2008/2548, art. 3(d)(i)
- F3** Words in Sch. 4B para. 2(3)(c) repealed (27.10.2008) by [Child Maintenance and Other Payments Act 2008 \(c. 6\)](#), s. 62(3), **Sch. 8**; S.I. 2008/2548, art. 3(d)(i)
- F4** Words in Sch. 4B para. 2(3)(d) repealed (27.10.2008) by [Child Maintenance and Other Payments Act 2008 \(c. 6\)](#), s. 62(3), **Sch. 8**; S.I. 2008/2548, art. 3(d)(i)
- F5** Words in Sch. 4B para. 2(3)(e) repealed (27.10.2008) by [Child Maintenance and Other Payments Act 2008 \(c. 6\)](#), s. 62(3), **Sch. 8**; S.I. 2008/2548, art. 3(d)(i)

Status:

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

Changes to legislation:

Child Support Act 1991, Cross Heading: Special expenses is up to date with all changes known to be in force on or before 12 August 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.