



Child Support Act 1991

1991 CHAPTER 48

Reviews and appeals

[^{F1}27A Recovery of fees for scientific tests.

- (1) This section applies in any case where—
- an application for a [^{F2}maintenance calculation] has been made ^{F3}... or a [^{F2}maintenance calculation] is in force;
 - scientific tests have been carried out (otherwise than under a direction or in response to a request) in relation to bodily samples obtained from a person who is alleged to be a parent of a child with respect to whom the application or [^{F4}calculation] is made ^{F5}... ;
 - the results of the tests do not exclude the alleged parent from being one of the child's parents; and
 - one of the conditions set out in subsection (2) is satisfied.
- (2) The conditions are that—
- the alleged parent does not deny that he is one of the child's parents;
 - in proceedings under [^{F6}section 55A of the Family Law Act 1986], a court has made a declaration that the alleged parent is a parent of the child in question; or
 - in an action under section 7 of the Law Reform (Parent and Child) (Scotland) Act 1986, brought by the Secretary of State by virtue of section 28, a court has granted a decree of declarator of parentage to the effect that the alleged parent is a parent of the child in question.
- (3) In any case to which this section applies, any fee paid by the Secretary of State in connection with scientific tests may be recovered by him from the alleged parent as a debt due to the Crown.
- (4) In this section—
- “bodily sample” means a sample of bodily fluid or bodily tissue taken for the purpose of scientific tests;
- “direction” means a direction given by a court under section 20 of the Family Law Reform Act 1969 (tests to determine paternity);

Status: Point in time view as at 27/10/2008. This version of this provision has been superseded.

Changes to legislation: Child Support Act 1991, Section 27A is up to date with all changes known to be in force on or before 20 July 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)

“request” means a request made by a court under section 70 of the Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 (blood and other samples in civil proceedings); and

“scientific tests” means scientific tests made with the object of ascertaining the inheritable characteristics of bodily fluids or bodily tissue.

- (5) Any sum recovered by the Secretary of State under this section shall be paid by him into the Consolidated Fund.]

Textual Amendments

- F1** S. 27A inserted (4.9.1995) by [Child Support Act 1995 \(c. 34\)](#), **ss. 21**, 30(4); S.I. 1995/2302, art. 2, Sch. Pt. 1
- 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 s. 27A(1)(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)
- F4** 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.
- F5** Words in s. 27A(1)(b) 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)
- F6** Words in s. 27A(2)(b) substituted (1.4.2001) by [Child Support, Pensions and Social Security Act 2000 \(c. 19\)](#), s. 86(1)(d)(2), **Sch. 8 para. 14** (with s. 83(6)); S.I. 2001/774, art. 2

Status:

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