



Child Support Act 1991

1991 CHAPTER 48

[^{F1}Variations]

[^{F1}28B Preliminary consideration of applications.

- (1) Where an application for a variation has been duly made to the [^{F2}Secretary of State], [^{F2}the Secretary of State] may give it a preliminary consideration.
- (2) [^{F3}The Secretary of State may on completing such a] preliminary consideration, reject the application (and proceed to make [^{F4}a] decision on the application for a maintenance calculation without any variation) if it appears to [^{F5}the [^{F6}Secretary of State]]—
 - (a) that there are no grounds on which [^{F7}a variation could be agreed to];
 - (b) that [^{F8}the Secretary of State] has insufficient information to make a decision on the application for the maintenance calculation under section 11 (apart from any information needed in relation to the application for a variation), and therefore that [^{F8}the Secretary of State's] decision would be made under section 12(1); or
 - (c) that other prescribed circumstances apply.]

Textual Amendments

- F1** Ss. 28A-28C substituted for ss. 28A-28C (10.11.2000 for specified purposes, 3.3.2003 for specified purposes) by [Child Support, Pensions and Social Security Act 2000 \(c. 19\)](#), **ss. 5(2)**, 86(1)(a)(2) (with ss. 28, 83(6)); S.I. 2000/2994, art. 2, Sch. Pt. 1; S.I. 2003/192, art. 3, Sch.
- F2** Words in s. 28B(1) 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. 24(2)**
- F3** Words in s. 28B(2) 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. 24(3)(a)**
- F4** Word in s. 28B(2) 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. 24(3)(b)**

Status: Point in time view as at 10/02/2015.

Changes to legislation: Child Support Act 1991, Section 28B 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)

- F5** Words in s. 28B(2) substituted (1.11.2008) by Child Maintenance and Other Payments Act 2008 (c. 6), s. 62(3), **Sch. 3 para. 26(3)(d)**; S.I. 2008/2675, art. 3(b)
- F6** Words in s. 28B(2) 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. 24(3)(c)**
- F7** Words in s. 28B(2)(a) 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. 24(3)(d)**
- F8** Words in s. 28B(2)(b) 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. 24(3)(e)**

Modifications etc. (not altering text)

- C1** S. 28B modified (31.1.2001) by The Child Support (Variations) (Modification of Statutory Provisions) Regulations 2000 (S.I. 2000/3173), regs. 1(1), 2, 4

Status:

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