



Child Support Act 1991

1991 CHAPTER 48

Jurisdiction

44 Jurisdiction.

- (1) [^{F1}The Secretary of State] shall have jurisdiction to make a maintenance assessment with respect to a person who is—
- (a) a person with care;
 - (b) an absent parent; or
 - (c) a qualifying child,
- only if that person is habitually resident in the United Kingdom.
- (2) Where the person with care is not an individual, subsection (1) shall have effect as if paragraph (a) were omitted.
- (3) The Secretary of State may by regulations make provision for the cancellation of any maintenance assessment where—
- (a) the person with care, absent parent or qualifying child with respect to whom it was made ceases to be habitually resident in the United Kingdom;
 - (b) in a case falling within subsection (2), the absent parent or qualifying child with respect to whom it was made ceases to be habitually resident in the United Kingdom; or
 - (c) in such circumstances as may be prescribed, a maintenance order of a prescribed kind is made with respect to any qualifying child with respect to whom the maintenance assessment was made.

Textual Amendments

- F1** Words in s. 44(1) substituted (1.6.1999) by [Social Security Act 1998 \(c. 14\), s. 87\(2\), Sch. 7 para. 41](#); [S.I. 1999/1510, art. 2\(g\)\(iii\)](#)

Status: Point in time view as at 01/06/1999. This version of this provision has been superseded.

Changes to legislation: Child Support Act 1991, Section 44 is up to date with all changes known to be in force on or before 28 May 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)

Commencement Information

- II** S. 44 wholly in force; s. 44 not in force at Royal Assent see s. 58(2); s. 44(3) in force at 17.6.1992 by S.I. 1992/1431, **art. 2, Sch.**; s. 44 in force in so far as not already in force at 5.4.1993 by S.I. 1992/2644, **art. 2**

Status:

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