



Child Support Act 1995

1995 CHAPTER 34

Miscellaneous

24 Compensation payments

- (1) The Secretary of State may by regulations make provision for the payment by him, in prescribed circumstances and to or in respect of qualifying persons, of sums by way of compensation or partial compensation for any reduction which is attributable to one or more prescribed changes in child support legislation.
- (2) For the purposes of this section—
 - “child support legislation” means—
 - (a) the provisions of the 1991 Act and this Act;
 - (b) any provision made under that Act or this Act; and
 - (c) such other provisions (if any) of primary or subordinate legislation with respect to child support maintenance as may be prescribed;
 - “compensation payment” means any sum payable under the regulations;
 - “qualifying person” means a person with care—
 - (a) with respect to whom a maintenance assessment (“the revised assessment”) is in force or was made after the change or changes took effect;
 - (b) to or in respect of whom family credit or disability working allowance is or has been paid; and
 - (c) with respect to whom an earlier maintenance assessment was in force at the relevant time;
 - “reduction” means a reduction in the amount of child support maintenance payable under the revised assessment when compared with the amount payable under the earlier assessment; and
 - “relevant time” has such meaning as may be prescribed.
- (3) The regulations may include provision—
 - (a) as to the calculation of the amount of any compensation payment;
 - (b) for any compensation payment to be made in instalments or as a lump sum;

Status: This is the original version (as it was originally enacted).

- (c) as to the manner in which any compensation payment is to be made;
 - (d) for a compensation payment which would otherwise be made under the regulations not to be made if the amount of the payment would be less than the prescribed minimum.
- (4) The Secretary of State may by order provide that, for the purposes of specified provisions of the Social Security Administration Act 1992, a compensation payment is to be treated as if it were a payment of a benefit (as defined by section 191 of that Act) or of a benefit of a prescribed kind.