
STATUTORY INSTRUMENTS

2001 No. 157

**The Child Support (Maintenance
Calculation Procedure) Regulations 2000**

PART IV

REDUCED BENEFIT DECISIONS

**Suspension of a reduced benefit decision when a modified applicable amount is payable
(income support)**

14.—(1) Where a reduced benefit decision is given or is in operation at a time when income support is payable to, or in respect of, the parent concerned but her applicable amount falls to be calculated under the provisions mentioned in paragraph (4), that decision shall be suspended for so long as her applicable amount falls to be calculated under the provisions mentioned in that paragraph, or 52 weeks, whichever period is the shorter.

(2) Where a reduced benefit decision is given or is in operation at a time when income support is payable to, or in respect of, the parent concerned, but her applicable amount includes a residential allowance under regulation 17 of, and paragraph 2A of Schedule 2 to, the Income Support Regulations⁽¹⁾ (applicable amounts for persons in residential care and nursing homes), that decision shall be suspended for as long as her applicable amount includes a residential allowance under that regulation and Schedule 2, or 52 weeks, whichever period is the shorter.

(3) Where a case falls within paragraph (1) or (2) and a reduced benefit decision has been suspended for 52 weeks, it shall cease to be in force.

(4) The provisions of paragraph (1) shall apply where the applicable amount in relation to the parent concerned falls to be calculated under—

- (a) regulation 19 of, and Schedule 4 to, the Income Support Regulations (applicable amounts for persons in residential care and nursing homes)⁽²⁾;
- (b) regulation 21 of, and paragraphs 1 to 3 of Schedule 7 to, the Income Support Regulations (patients)⁽³⁾;
- (c) regulation 21 of, and paragraphs 10B, 10C and 13 of Schedule 7 to, the Income Support Regulations (persons in local authority or residential accommodation)⁽⁴⁾.

(1) Regulation 17 was amended and paragraph 2A added by S.I. 1992/3147. Paragraph 2A was amended by S.I. 1993/518 and 1219, 1996/599, 1997/2197 and 2000/990.

(2) Regulation 19 was amended by S.I. 1988/663, 2022, 1989/1678, 1991/1033, 1992/3147, 1993/2119, 1994/527, 2139, 1996/206, 462. Schedule 4 was amended by S.I. 1988/663, 1445, 2022, 1989/1678, 1991/544, 1559, 1992/468, 1993/2119, 1997/2197 and 2000/440.

(3) Regulation 21 was amended by S.I. 1991/1033, 1656, 1992/2155, 3147, 1993/518, 2119, 1994/527, 1807, 2139, 1995/516, 1996/206, 2006, 2431, 2614, 1944, 1998/563, 2000/636, 979. Relevant amendments to Schedule 7 were made by S.I. 1990/547, 1996/1803, 1998/563 and 2000/440.

(4) Paragraph 10B was inserted by S.I. 1988/663 and amended by S.I. 1992/3147 and 2000/440. Paragraph 10C was inserted by S.I. 1988/2022 and amended by S.I. 1990/547, 1992/3147, 1996/599, 1803 and 2000/440.

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