
STATUTORY INSTRUMENTS

2009 No. 736

The Child Support (Miscellaneous and Consequential Amendments) Regulations 2009

Amendment of the Maintenance Assessments and Special Cases Regulations

- 3.—(1) The Maintenance Assessments and Special Cases Regulations are amended as follows.
- (2) In regulation 1(2) (citation, commencement and interpretation)—
- (a) after the definition of “patient” insert—
- ““pensionable age” has the meaning given by the rules in paragraph 1 of Schedule 4 to the Pensions Act 1995(1);”;
- (b) after the definition of “profit-related pay” insert—
- ““qualifying age for state pension credit” means—
- (a) in the case of a woman, pensionable age; or
- (b) in the case of a man, the age which is pensionable age in the case of a woman born on the same day as the man;”.
- (3) In regulation 9(1)(d) (exempt income: calculation or estimation of E), for “aged less than 60” substitute “who had not attained the qualifying age for state pension credit”.
- (4) In regulation 18(2)(a)(iii) (excessive housing costs), for “were aged less than 60” substitute “had not attained the qualifying age for state pension credit”.
- (5) In Schedule 2, after paragraph 15 insert—
- “**15A.** A payment made by the Secretary of State under section 2 of the Employment and Training Act 1973(2) by way of In-Work Credit, Better Off In-Work Credit or Return to Work Credit.”.

(1) 1995 c. 26; paragraph 1 of Schedule 4 was amended by: paragraph 39 of Schedule 2 to the [State Pension Credit Act 2002](#) (c. 16); paragraph 13 of Schedule 3 to the [Welfare Reform Act 2007](#) (c. 5); paragraph 4 of Schedule 3 to the [Pensions Act 2007](#) (c. 22).

(2) 1973 c. 50; section 2 was substituted by section 25(1) of the [Employment Act 1988](#) (c. 19).