
STATUTORY RULES OF NORTHERN IRELAND

2009 No. 422

**The Child Support (Management of Payments
and Arrears) Regulations (Northern Ireland) 2009**

PROSPECTIVE

PART 3

Overpayments and Voluntary Payments

Application of overpayments

8.—(1) Where for any reason, including the retrospective effect of a maintenance calculation, there has been an overpayment of child support maintenance, the Department may apply the amount overpaid to reduce any arrears of child support maintenance due under any previous maintenance calculation in respect of the same relevant persons.

(2) Where there is no previous maintenance calculation, or an amount of the overpayment remains after the application of paragraph (1), the Department may adjust the amount payable in relation to the current maintenance calculation by such amount as it considers appropriate in all the circumstances of the case, having regard in particular to—

- (a) the circumstances of the relevant persons; and
- (b) the amount of the overpayment and the period over which it would be reasonable to adjust the amount payable for the overpayment to be rectified.

(3) An adjustment of the amount payable in relation to the current maintenance calculation under paragraph (2) may reduce the amount payable to nil.

Commencement Information

II Reg. 8 in operation at 25.1.2010, see [reg. 1](#)

Application of voluntary payments

9.—(1) Where there has been a voluntary payment, the Department may apply the amount of the voluntary payment to reduce any arrears of child support maintenance due under any previous maintenance calculation in respect of the same relevant persons.

(2) Where there is no previous maintenance calculation, or an amount of the voluntary payment remains after the application of paragraph (1), the Department may adjust the amount payable in relation to the current maintenance calculation by such amount as it considers appropriate in all the circumstances of the case, having regard in particular to—

- (a) the circumstances of the relevant persons; and

Status: This version of this part contains provisions that are prospective.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Child Support (Management of Payments and Arrears) Regulations (Northern Ireland) 2009. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

- (b) the amount of the voluntary payment and the period over which it would be reasonable to adjust the amount payable for the voluntary payment to be taken into account.
- (3) An adjustment of the amount payable in relation to the current maintenance calculation under paragraph (2) may reduce the amount payable to nil.

Commencement Information

I2 Reg. 9 in operation at 25.1.2010, see [reg. 1](#)

Status:

This version of this part contains provisions that are prospective.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Child Support (Management of Payments and Arrears) Regulations (Northern Ireland) 2009. Any changes that have already been made by the team appear in the content and are referenced with annotations.

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Changes and effects yet to be applied to the whole Rule associated Parts and Chapters:

Whole provisions yet to be inserted into this Rule (including any effects on those provisions):

- Pt. 4A4B inserted by [S.R. 2012/439 reg. 2](#)
- Sch. 1 inserted by [S.R. 2022/178 art. 4\(8\)](#)
- reg. 2(3) modified by [S.R. 2014/193 reg. 3\(2\)](#)
- reg. 2A added by [S.R. 2022/178 art. 4\(3\)](#)
- reg. 3(1)(c) modified by [S.R. 2014/193 reg. 3\(3\)\(b\)](#)
- reg. 3A modified by [S.R. 2014/193 reg. 3\(4\)](#)
- reg. 13F© word omitted by [S.R. 2019/116 reg. 4\(3\)\(a\)](#)
- reg. 13F(c) word omitted by [S.R. 2018/210 reg. 4\(3\)\(a\)](#)
- reg. 13F(c) word omitted by [S.R. 2019/221 reg. 4\(3\)\(a\)](#)
- reg. 13F(e) and preceding semi-colon inserted by [S.R. 2018/210 reg. 4\(3\)\(b\)](#)
- reg. 13F(e)-(g) and preceding semi-colon inserted by [S.R. 2019/116 reg. 4\(3\)\(b\)](#)
- reg. 13F(e)-(g) and semi-colon inserted by [S.R. 2019/221 reg. 4\(3\)\(b\)](#)
- reg. 13F(f) word omitted by [S.R. 2019/125 reg. 4\(2\)\(a\)](#)
- reg. 13F(f) word omitted by [S.R. 2019/222 reg. 4\(2\)\(a\)](#)
- reg. 13F(g) word omitted by [S.R. 2023/189 reg. 2\(2\)\(a\)](#)
- reg. 13F(h) and preceding word inserted by [S.R. 2019/125 reg. 4\(2\)\(b\)](#)
- reg. 13F(h) and word inserted by [S.R. 2019/222 reg. 4\(2\)\(b\)](#)
- reg. 13F(i)(j) and semi-colon inserted by [S.R. 2023/189 reg. 2\(2\)\(b\)](#)
- reg. 13F(aa) inserted by [S.R. 2013/190 reg. 5](#)
- reg. 13G(da) inserted by [S.R. 2019/116 reg. 4\(4\)\(e\)](#)
- reg. 13G(da) inserted by [S.R. 2019/221 reg. 4\(4\)\(e\)](#)
- reg. 13G(1A) inserted by [S.R. 2018/210 reg. 4\(4\)\(a\)](#)
- reg. 13G(1A) inserted by [S.R. 2019/116 reg. 4\(4\)\(a\)](#)
- reg. 13G(1A) inserted by [S.R. 2019/221 reg. 4\(4\)\(a\)](#)
- reg. 13G(2) words inserted by [S.R. 2018/210 reg. 4\(4\)\(b\)](#)
- reg. 13G(2) words inserted by [S.R. 2019/116 reg. 4\(4\)\(b\)](#)
- reg. 13G(2) words inserted by [S.R. 2019/125 reg. 4\(3\)](#)
- reg. 13G(2) words inserted by [S.R. 2019/221 reg. 4\(4\)\(b\)](#)
- reg. 13G(2) words inserted by [S.R. 2019/222 reg. 4\(3\)](#)
- reg. 13G(2) words inserted by [S.R. 2023/189 reg. 2\(3\)](#)
- reg. 13G(3)(b) words inserted by [S.R. 2018/210 reg. 4\(4\)\(c\)\(i\)](#)
- reg. 13G(3)(b) words inserted by [S.R. 2018/210 reg. 4\(4\)\(c\)\(ii\)](#)
- reg. 13G(3)(b) words inserted by [S.R. 2019/116 reg. 4\(4\)\(c\)\(i\)](#)
- reg. 13G(3)(b) words inserted by [S.R. 2019/116 reg. 4\(4\)\(c\)\(ii\)](#)
- reg. 13G(3)(b) words inserted by [S.R. 2019/221 reg. 4\(4\)\(c\)\(i\)](#)
- reg. 13G(3)(b) words inserted by [S.R. 2019/221 reg. 4\(4\)\(c\)\(ii\)](#)
- reg. 13G(3)(d) word omitted by [S.R. 2018/210 reg. 4\(4\)\(d\)](#)
- reg. 13G(3)(d) word omitted by [S.R. 2019/116 reg. 4\(4\)\(d\)](#)
- reg. 13G(3)(d) word omitted by [S.R. 2019/221 reg. 4\(4\)\(d\)](#)
- reg. 13G(3)(d) words inserted by [S.R. 2018/210 reg. 4\(4\)\(d\)](#)
- reg. 13G(3)(d) words inserted by [S.R. 2019/116 reg. 4\(4\)\(d\)](#)
- reg. 13G(3)(d) words inserted by [S.R. 2019/221 reg. 4\(4\)\(d\)](#)

- reg. 13G(3)(da) inserted by S.R. 2018/210 reg. 4(4)(e)
- reg. 13G(3)(da)(i) words inserted by S.R. 2022/178 art. 4(4)(a)
- reg. 13G(3)(da)(ii) words inserted by S.R. 2022/178 art. 4(4)(a)
- reg. 13G(4) words substituted by S.R. 2018/210 reg. 4(4)(f)
- reg. 13G(4) words substituted by S.R. 2019/116 reg. 4(4)(f)
- reg. 13G(4) words substituted by S.R. 2019/221 reg. 4(4)(f)
- reg. 13G(4A) inserted by S.R. 2018/210 reg. 4(4)(g)
- reg. 13G(4A) inserted by S.R. 2019/116 reg. 4(4)(g)
- reg. 13G(4A) inserted by S.R. 2019/221 reg. 4(4)(g)
- reg. 13G(5) word inserted by S.R. 2022/178 art. 4(4)(b)
- reg. 13G(6) added by S.R. 2022/178 art. 4(4)(c)
- reg. 13H words inserted by S.R. 2018/210 reg. 4(5)
- reg. 13H words inserted by S.R. 2019/116 reg. 4(5)
- reg. 13H words inserted by S.R. 2019/221 reg. 4(5)
- reg. 13I(2) words inserted by S.R. 2018/210 reg. 4(6)
- reg. 13I(2) words inserted by S.R. 2019/116 reg. 4(6)
- reg. 13I(2) words inserted by S.R. 2019/221 reg. 4(6)
- reg. 13I(2) words inserted by S.R. 2022/178 art. 4(5)
- reg. 13I(2) words substituted by S.R. 2023/189 reg. 2(4)
- reg. 13J inserted by S.R. 2018/210 reg. 4(7)
- reg. 13J inserted by S.R. 2019/116 reg. 4(7)
- reg. 13J inserted by S.R. 2019/221 reg. 4(7)