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STATUTORY INSTRUMENTS

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**1992 No. 1989**

**The Child Support (Collection and Enforcement) Regulations 1992**

**PART IV**

**LIABILITY ORDERS**

**Warrant of commitment**

**34.**—(1) [F1 A warrant of commitment shall be in the form specified in Schedule 3, or in a form to the like effect.]

(2) The amount to be included in the warrant under section 40(4)(a)(ii) of the Act in respect of costs shall be such amount as in the view of the court is equal to the costs reasonably incurred by the Secretary of State in respect of the costs of commitment.

(3) A warrant issued under section 40 of the Act may be executed anywhere in England and Wales by any person to whom it is directed or by any constable acting within his police area.

(4) A warrant may be executed by a constable notwithstanding that it is not in his possession at the time but such warrant shall, on the demand of the person arrested, be shown to him as soon as possible.

(5) Where, after the issue of a warrant, part-payment of the amount stated in it is made, the period of imprisonment shall be reduced proportionately so that for the period of imprisonment specified in the warrant there shall be substituted a period of imprisonment of such number of days as bears the same proportion to the number of days specified in the warrant as the amount remaining unpaid under the warrant bears to the amount specified in the warrant.

(6) Where the part-payment is of such an amount as would, under paragraph (5), reduce the period of imprisonment to such number of days as have already been served (or would be so served in the course of the day of payment), the period of imprisonment shall be reduced to the period already served plus one day.

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**Textual Amendments**

**F1** [Reg. 34\(1\)](#) omitted (E.W.) (19.7.2021) by virtue of [The Child Support \(Collection and Enforcement and Maintenance Calculation\) \(Amendment No. 2\) Regulations 2021 \(S.I. 2021/763\)](#), regs. 1(2), **3(3)**

**Changes to legislation:**

There are currently no known outstanding effects for the The Child Support (Collection and Enforcement) Regulations 1992, Section 34.