2008 CHAPTER 10

PART 2

CHILD SUPPORT ETC.

Miscellaneous

Liable relative provisions: exclusion of parental duty to maintain

35.—(1) In section 100 of the Social Security Administration (Northern Ireland) Act 1992 (c. 8) (failure to maintain), for subsection (3) substitute—

"(3) Subject to subsection (4), for the purposes of this Part, a person shall be liable to maintain another person if that other person is—

(a) his or her spouse or civil partner, or

(b) a person whom he or she would be liable to maintain if section 74(6)(c) and (8) had effect for the purposes of this Part.".

(2) In that section, in subsection (4), for the words from "a person" to the end, substitute "subsection (3)(b) shall not apply".