
STATUTORY RULES OF NORTHERN IRELAND

2012 No. 438

The Child Support (Meaning of Child and New Calculation Rules) (Consequential and Miscellaneous Amendments) Regulations (Northern Ireland) 2012

PART 4

Revocations, Savings and Transitional Provision

Transitional provisions

11.—(1) Where, in any case, a deduction from earnings order was made before the date on which the Collection and Enforcement Regulations, as amended by regulation 4(3) to (6) apply in relation to that case, this regulation shall apply in respect of that order.

(2) Where the deduction from earnings order still has effect immediately before regulation 4(3) to (6) comes into operation in relation to that case—

- (a) the order continues to take effect for the purposes of any deductions which are required to be made under the order until it is discharged or lapses;
- (b) the Collection and Enforcement Regulations, as they were in operation before the amendments made by regulation 4(3) to (6) came into operation, continue to apply in relation to the order until it is discharged or lapses; and

[^{F1}(c) the order is to be treated as discharged, if it has not otherwise lapsed or been discharged, either—

- (i) in a case where there are old scheme arrears, on the date on which the old scheme arrears have been transferred to the computer system on which cases where child support maintenance calculated under the new scheme rules are administered by the Department, or
- (ii) in a case where there are no old scheme arrears, on the date on which the first deduction from earnings order made under the Collection and Enforcement Regulations as amended by regulation 4(3) to (6) takes effect.]

[^{F2}(3) In this regulation—

“calculated under the new scheme rules” means calculated in accordance with Part 1 of Schedule 1 to the Child Support Order (Northern Ireland) 1991 as amended by paragraph 2 of Schedule 1 to the Act;

“old scheme arrears” means the amount of child support maintenance calculated other than in accordance with the new scheme rules which is overdue and which remains outstanding.]

F1 [Reg. 11\(2\)\(c\) substituted \(with effect in accordance with reg. 1\(2\) of the amending Rule\) by The Child Support \(Deduction from Earnings Orders, Amendment and Modification and Miscellaneous Amendments\) Regulations \(Northern Ireland\) 2016 \(S.R. 2016/390\), regs. 1\(1\), 4\(2\)](#)

Changes to legislation: *There are currently no known outstanding effects for the The Child Support (Meaning of Child and New Calculation Rules) (Consequential and Miscellaneous Amendments) Regulations (Northern Ireland) 2012, Section 11. (See end of Document for details)*

F2 Reg. 11(3) inserted (with effect in accordance with reg. 1(2) of the amending Rule) by [The Child Support \(Deduction from Earnings Orders, Amendment and Modification and Miscellaneous Amendments\) Regulations \(Northern Ireland\) 2016 \(S.R. 2016/390\)](#), regs. 1(1), **4(3)**

Commencement Information

- I1** Reg. 11 comes into force in accordance with reg. 1(1)(c)(d)
- I2** Reg. 11 in operation at 10.12.2012 for specified purposes, see [reg. 1\(1\)\(c\)\(d\)](#)

Changes to legislation:

There are currently no known outstanding effects for the The Child Support (Meaning of Child and New Calculation Rules) (Consequential and Miscellaneous Amendments) Regulations (Northern Ireland) 2012, Section 11.