

Changes to legislation: Child Support Act 1991, Cross Heading: Regulations about income is up to date with all changes known to be in force on or before 22 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 1

MAINTENANCE [F1CALCULATIONS]

Textual Amendments

- F1** Word in Act substituted (3.3.2003 for specified purposes) by [Child Support, Pensions and Social Security Act 2000 \(c. 19\)](#), **ss. 1(2)(b)**, [86\(1\)\(a\)\(2\)](#) (with [ss. 28, 83\(6\)](#)); [S.I. 2003/192](#), art. 3, Sch.

Modifications etc. (not altering text)

- C1** Sch. 1 modified (5.4.1993) by [S.I. 1992/1815](#), **reg. 21(2)**

[F1PART I

CALCULATION OF WEEKLY AMOUNT OF CHILD SUPPORT MAINTENANCE

Textual Amendments

- F1** Sch. 1 Pt. 1 substituted (10.11.2000 for specified purposes, 3.3.2003 for specified purposes) by [Child Support, Pensions and Social Security Act 2000 \(c. 19\)](#), [ss. 1\(3\)](#), [86\(1\)\(a\)\(2\)](#), **Sch. 1** (with [ss. 28, 83\(6\)](#)); [S.I. 2000/2994](#), art. 2(1), Sch. Pt. 1; [S.I. 2003/192](#), art. 3, Sch.

Modifications etc. (not altering text)

- C1** Sch. 1 para. 6 (as originally enacted) amended (5.12.2005) by [Civil Partnership Act 2004 \(c. 33\)](#), s. 263(8)(d), **Sch. 24 paras. 4, 5**; [S.I. 2005/3175](#), art. 2(1), Sch. 1
- C1** Sch. 1 para. 5 (as originally enacted) amended (18.3.2008 for specified purposes, 27.10.2008 in so far as not already in force) by [Welfare Reform Act 2007 \(c. 5\)](#), s. 70(2), **Sch. 3 para. 7(8)**; [S.I. 2008/787](#), art. 2(1)(4)(f), Sch.
- C1** Sch. 1 Pt. 1 applied (10.12.2012 for specified purposes) by [The Child Support Maintenance Calculation Regulations 2012 \(S.I. 2012/2677\)](#), regs. 1, **53**
- C1** Sch. 1 para. 5 (as originally enacted) amended (25.2.2013 for specified purposes, 29.4.2013 in so far as not already in force) by [Welfare Reform Act 2012 \(c. 5\)](#), s. 150(3), **Sch. 2 para. 2**; [S.I. 2013/358](#), art. 2(1), Sch. 1 para. 21; [S.I. 2013/983](#), art. 3(1)(b)(i)
- C1** Sch. 1 para. 6 (as originally enacted) amended (E.W.) (13.3.2014) by [The Marriage \(Same Sex Couples\) Act 2013 \(Consequential and Contrary Provisions and Scotland\) Order 2014 \(S.I. 2014/560\)](#), art. 1(2), Sch. 1 para. 21(2)
- C1** Sch. 1 para. 6 (as originally enacted) amended (S.) (16.12.2014) by [The Marriage and Civil Partnership \(Scotland\) Act 2014 and Civil Partnership Act 2004 \(Consequential Provisions and Modifications\) Order 2014 \(S.I. 2014/3229\)](#), art. 1(2), **Sch. 5 para. 8(2)**

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Regulations about income

- 10B The Secretary of State may by regulations provide that, in such circumstances and to such extent as may be prescribed—
- (a) where the [^{F2}Secretary of State] is satisfied that a person has intentionally deprived himself of a source of income with a view to reducing the amount of his [^{F3}gross] weekly income, his [^{F3}gross] weekly income shall be taken to include income from that source of an amount estimated by the [^{F2}Secretary of State];
 - (b) a person is to be treated as possessing income which he does not possess;
 - (c) income which a person does possess is to be disregarded.]

Textual Amendments

- F2** Words in Sch. 1 para. 10B(a) substituted (1.8.2012) by [The Public Bodies \(Child Maintenance and Enforcement Commission: Abolition and Transfer of Functions\) Order 2012 \(S.I. 2012/2007\)](#), art. 1(2), [Sch. para. 62\(2\)\(c\)](#)
- F3** Word in [Sch. 1 Pt. 1](#) substituted (8.10.2012 for specified purposes, 10.12.2012 for specified purposes, 29.7.2013 for specified purposes, 25.11.2013 in so far as not already in force) by [Child Maintenance and Other Payments Act 2008 \(c. 6\)](#), s. 62(3), [Sch. 4 para. 2](#); S.I. 2012/2523, [art. 2\(2\)\(b\)](#); S.I. 2012/3042, arts. 2(b), [3](#) (with arts. 5, 6) (as amended (29.7.2013) by S.I. 2013/1860, [art. 6](#) and (24.6.2014) by S.I. 2014/1635, [art. 6](#)); S.I. 2013/1860, arts. 2(b), [3](#) (with arts. 5, 7) (as amended (24.6.2014) by S.I. 2014/1635, [art. 7](#)); S.I. 2013/2947, [art. 2\(a\)](#) (with arts. 3-5)

Changes to legislation:

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

– Act applied (with modifications) by [S.I. 2010/875 reg. 16Sch. 2](#)

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

- s. 4(3A)(3B) inserted by [2023 c. 24 s. 1\(2\)](#)
- s. 4(4)(d) and word inserted by [2023 c. 24 s. 1\(3\)\(b\)](#)
- s. 6(2A) inserted by [2008 c. 6 Sch. 3 para. 4\(2\)](#)
- s. 7(4A)(4B) inserted by [2023 c. 24 s. 2\(2\)](#)
- s. 7(5)(d) and word inserted by [2023 c. 24 s. 2\(3\)\(b\)](#)
- s. 9A inserted by [2012 c. 5 s. 138](#)
- s. 9A(1)(2) amendment to earlier affecting provision [2012 c. 5 s. 138](#) by [S.I. 2012/2007 Sch. para. 107\(2\)](#)
- s. 9A(3) amendment to earlier affecting provision [2012 c. 5 s. 138](#) by [S.I. 2012/2007 Sch. para. 107\(2\)](#)
- s. 9A(5) amendment to earlier affecting provision [2012 c. 5 s. 138](#) by [S.I. 2012/2007 Sch. para. 107\(3\)](#)
- s. 9A(6) amendment to earlier affecting provision [2012 c. 5 s. 138](#) by [S.I. 2012/2007 Sch. para. 107\(4\)](#)
- s. 20(1)(ba) amendment to earlier affecting provision [2008 c. 6 Sch. 7 para. 1\(3\)](#) by [S.I. 2012/2007 Sch. para. 97\(2\)](#)
- s. 20(1)(ba) inserted by [2008 c. 6 Sch. 7 para. 1\(3\)](#)
- s. 20(2)(aa) inserted by [2008 c. 6 Sch. 7 para. 1\(4\)](#)
- s. 20(3A)(3B) amendment to earlier affecting provision [2012 c. 5 s. Sch. 11 para. 6\(2\)](#) by [S.I. 2012/2007 Sch. para. 108\(3\)](#)
- s. 20(5A) inserted by [2008 c. 6 Sch. 7 para. 1\(5\)](#)
- s. 20(7A) amendment to earlier affecting provision [2008 c. 6 Sch. 7 para. 1\(6\)](#) by [S.I. 2012/2007 Sch. para. 97\(3\)](#)
- s. 20(7A) inserted by [2008 c. 6 Sch. 7 para. 1\(6\)](#)
- s. 20(7A) words substituted by [S.I. 2008/2833 Sch. 3 para. 81\(b\)](#)
- s. 30(5A) added by [1995 c. 34 Sch. 3 para. 9](#)
- s. 31(8)(9) substituted for s. 31(8) by [2008 c. 6 s. 21](#)
- s. 32M32N inserted by [2008 c. 6 s. 25](#)
- s. 32M(1) amendment to earlier affecting provision [2008 c. 6 s. 25](#) by [S.I. 2012/2007 Sch. para. 79\(2\)](#)
- s. 32M(1) substituted by [2023 c. 35 s. 2](#)
- s. 32M(2) amendment to earlier affecting provision [2008 c. 6 s. 25](#) by [S.I. 2012/2007 Sch. para. 79\(3\)](#)
- s. 32M(3) words substituted by [2023 c. 35 s. 4\(3\)](#)
- s. 32N(2)(ba) inserted by [2023 c. 35 s. 3](#)
- s. 32N(3)-(5) inserted by [2023 c. 35 s. 4\(2\)](#)
- s. 38(1)(aa) inserted by [2007 asp 3 Sch. 5 para. 18\(a\)\(i\)](#)
- s. 38(1)(aa) word substituted by [2008 c. 6 Sch. 3 para. 40\(b\)](#) (This amendment will come into force (a) in relation to Scotland, immediately after 2007 asp 3, Sch. 5 par. 18(a)(i) comes into force, and (b) in relation to England and Wales, immediately after 2007 asp 3, Sch. 5 par. 18(a)(i) extends to England and Wales. See [S.I. 2008/2675, art. 2](#))
- s. 39B(3)(b)(c) words substituted by [2010 c. 40 Sch. para. 7\(2\)](#)
- s. 39C(1)-(1B) substituted for s. 39C(1) by [2009 c. 24 s. 51\(3\)](#)
- s. 39E(1A) inserted by [2009 c. 24 Sch. 5 para. 5\(3\)](#)

- s. 39F(2)(e) amendment to earlier affecting provision 2009 c. 24 Sch. 5 para. 6 by [S.I. 2012/2007 Sch. para. 100\(4\)](#)
- s. 39F(2)(f) amendment to earlier affecting provision 2009 c. 24 Sch. 5 para. 6 by [S.I. 2012/2007 Sch. para. 100\(4\)](#)
- s. 39H-39Q inserted by [2008 c. 6 s. 28](#)
- s. 39H(1) amendment to earlier affecting provision 2008 c. 6 s. 28 by [S.I. 2012/2007 Sch. para. 81\(2\)\(a\)](#)
- s. 39H(2)-(5) amendment to earlier affecting provision 2008 c. 6 s. 28 by [S.I. 2012/2007 Sch. para. 81\(2\)\(b\)](#)
- s. 39K(2) amendment to earlier affecting provision 2008 c. 6 s. 28 by [S.I. 2012/2007 Sch. para. 81\(3\)](#)
- s. 39K(4)(5) amendment to earlier affecting provision 2008 c. 6 s. 28 by [S.I. 2012/2007 Sch. para. 81\(3\)](#)
- s. 39K(6) amendment to earlier affecting provision 2008 c. 6 s. 28 by [S.I. 2012/2007 Sch. para. 81\(3\)](#)
- s. 39M(2)(a) amendment to earlier affecting provision 2008 c. 6 s. 28 by [S.I. 2012/2007 Sch. para. 81\(4\)](#)
- s. 39N(1) amendment to earlier affecting provision 2008 c. 6 s. 28 by [S.I. 2012/2007 Sch. para. 81\(5\)](#)
- s. 39N(7)(8) amendment to earlier affecting provision 2008 c. 6 s. 28 by [S.I. 2012/2007 Sch. para. 81\(5\)](#)
- s. 39P(2)(g) amendment to earlier affecting provision 2008 c. 6 s. 28 by [S.I. 2012/2007 Sch. para. 81\(6\)](#)
- s. 39Q(2)(c) amendment to earlier affecting provision 2008 c. 6 s. 28 by [S.I. 2012/2007 Sch. para. 81\(7\)](#)
- s. 39CA39CB inserted by [2009 c. 24 s. 51\(4\)](#)
- s. 39CA(11) omitted by [S.I. 2015/583 Sch. 2 para. 7](#)
- s. 39CB(5)(a) amendment to earlier affecting provision 2009 c. 24 s. 51(4) by [S.I. 2012/2007 Sch. para. 99\(4\)\(a\)](#)
- s. 39CB(6)(a) amendment to earlier affecting provision 2009 c. 24 s. 51(4) by [S.I. 2012/2007 Sch. para. 99\(4\)\(b\)](#)
- s. 39DA heading amendment to earlier affecting provision 2009 c. 24 s. 51(5) by [S.I. 2012/2007 Sch. para. 99\(5\)\(a\)](#)
- s. 39DA inserted by [2009 c. 24 s. 51\(5\)](#)
- s. 39DA(1) amendment to earlier affecting provision 2009 c. 24 s. 51(5) by [S.I. 2012/2007 Sch. para. 99\(5\)\(b\)](#)
- s. 39DA(2) amendment to earlier affecting provision 2009 c. 24 s. 51(5) by [S.I. 2012/2007 Sch. para. 99\(5\)\(c\)](#)
- s. 39DA(3) amendment to earlier affecting provision 2009 c. 24 s. 51(5) by [S.I. 2012/2007 Sch. para. 99\(5\)\(d\)](#)
- s. 40(2A) amendment to earlier affecting provision 2008 c. 6 s. 29(1) by [S.I. 2012/2007 Sch. para. 82\(2\)\(a\)](#)
- s. 40(2A)-(2D) inserted by [2008 c. 6 s. 29\(1\)](#)
- s. 40(2B) amendment to earlier affecting provision 2008 c. 6 s. 29(1) by [S.I. 2012/2007 Sch. para. 82\(2\)\(b\)](#)
- s. 40(2D)(a) amendment to earlier affecting provision 2008 c. 6 s. 29(1) by [S.I. 2012/2007 Sch. para. 82\(2\)\(b\)](#)
- s. 40(10)-(10C) substituted for s. 40(10) by [2008 c. 6 s. 29\(2\)](#)
- s. 40A(A1) amendment to earlier affecting provision 2008 c. 6 s. 29(3) by [S.I. 2012/2007 Sch. para. 82\(3\)\(a\)](#)
- s. 40A(A2) amendment to earlier affecting provision 2008 c. 6 s. 29(3) by [S.I. 2012/2007 Sch. para. 82\(3\)\(b\)](#)
- s. 40A(A1)-(A4) inserted by [2008 c. 6 s. 29\(3\)](#)
- s. 40A(A4)(a) amendment to earlier affecting provision 2008 c. 6 s. 29(3) by [S.I. 2012/2007 Sch. para. 82\(3\)\(b\)](#)
- s. 40A(6)(a) words in s. 40A(6) renumbered as s. 40A(6)(a) by [2008 c. 6 Sch. 7 para. 1\(14\)](#)
- s. 40A(6)(b) inserted by [2008 c. 6 Sch. 7 para. 1\(14\)](#)

- s. 40A(7A)-(7D) inserted by [2008 c. 6 s. 29\(4\)](#)
- s. 40B(A1) amendment to earlier affecting provision [2008 c. 6 s. 30\(1\)](#) by [S.I. 2012/2007 Sch. para. 83\(2\)](#)
- s. 40B(A3) amendment to earlier affecting provision [2008 c. 6 s. 30\(1\)](#) by [S.I. 2012/2007 Sch. para. 83\(3\)](#)
- s. 40B(A1)-(1) substituted for heading and s. 40B(1) by [2008 c. 6 s. 30\(1\)](#)
- s. 40B(A5)(a) amendment to earlier affecting provision [2008 c. 6 s. 30\(1\)](#) by [S.I. 2012/2007 Sch. para. 83\(3\)](#)
- s. 40B(10)-(10C) substituted for s. 40B(10) by [2008 c. 6 s. 30\(2\)](#)
- s. 40B(13) inserted by [2008 c. 6 Sch. 7 para. 1\(18\)](#)
- s. 49A inserted by [2008 c. 6 s. 34](#)
- s. 49A(1) amendment to earlier affecting provision [2008 c. 6 s. 34](#) by [S.I. 2012/2007 Sch. para. 86\(2\)](#)
- s. 49A(2)(a) amendment to earlier affecting provision [2008 c. 6 s. 34](#) by [S.I. 2012/2007 Sch. para. 86\(3\)](#)
- s. 49A(3) amendment to earlier affecting provision [2008 c. 6 s. 34](#) by [S.I. 2012/2007 Sch. para. 86\(4\)](#)
- s. 49A(4) amendment to earlier affecting provision [2008 c. 6 s. 34](#) by [S.I. 2012/2007 Sch. para. 86\(5\)](#)
- s. 49A(5)(a) amendment to earlier affecting provision [2008 c. 6 s. 34](#) by [S.I. 2012/2007 Sch. para. 86\(6\)](#)
- s. 49A(8)(b) words inserted by [2023 c. 24 s. 3\(4\)](#)
- s. 49A(9)(d) amendment to earlier affecting provision [2008 c. 6 s. 34](#) by [S.I. 2012/2007 Sch. para. 86\(6\)](#)
- s. 49A(10)(b) amendment to earlier affecting provision [2008 c. 6 s. 34](#) by [S.I. 2012/2007 Sch. para. 86\(6\)](#)
- s. 49A(10)(c) amendment to earlier affecting provision [2008 c. 6 s. 34](#) by [S.I. 2012/2007 Sch. para. 86\(6\)](#)
- s. 49B49C inserted by [2008 c. 6 s. 39](#)
- s. 49B(1) amendment to earlier affecting provision [2008 c. 6 s. 39](#) by [S.I. 2012/2007 Sch. para. 87\(2\)\(a\)](#)
- s. 49B(1) amendment to earlier affecting provision [2008 c. 6 s. 39](#) by [S.I. 2012/2007 Sch. para. 87\(2\)\(b\)](#)
- s. 49B(2)(c) amendment to earlier affecting provision [2008 c. 6 s. 39](#) by [S.I. 2012/2007 Sch. para. 87\(3\)](#)
- s. 49B(3)(b) amendment to earlier affecting provision [2008 c. 6 s. 39](#) by [S.I. 2012/2007 Sch. para. 87\(3\)](#)
- s. 50(5)(da) inserted by [S.I. 2008/2833 Sch. 3 para. 95\(e\)](#)
- s. 52(2A)(aa) inserted by [2023 c. 35 s. 4\(4\)](#)