

Status: Point in time view as at 03/11/2008.

Changes to legislation: Child Support Act 1991, SCHEDULE 4 is up to date with all changes known to be in force on or before 31 May 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)

SCHEDULES

SCHEDULE 4

Section 22(5).

CHILD SUPPORT COMMISSIONERS [F¹FOR NORTHERN IRELAND]

Textual Amendments

- F1** Words in Sch. 4 heading inserted (3.11.2008) by The Transfer of Tribunal Functions Order 2008 (S.I. 2008/2833), art. 1(1), Sch. 3 para. 97(2)

Tenure of office

- 1 (1) Every Child Support Commissioner [F²for Northern Ireland] shall vacate his office [F³on the date on which he reaches the age of 70; but this sub-paragraph is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of 75)].

F⁴(2)

F⁵(3)

F⁵(3A)

F⁵(3B)

Textual Amendments

- F2** Words in Sch. 4 para. 1(1) inserted (3.11.2008) by The Transfer of Tribunal Functions Order 2008 (S.I. 2008/2833), art. 1(1), Sch. 3 para. 97(3)(a)
- F3** Words in Sch. 4 para. 1(1) substituted (31.3.1995) by Judicial Pensions and Retirement Act 1993 (c. 8), s. 31(2), Sch. 6 para. 23(2)(a) (with Sch. 7 paras. 2(2), 3(2), 4); S.I. 1995/631, art. 2
- F4** Sch. 4 para. 1(2) repealed (31.3.1995) by Judicial Pensions and Retirement Act 1993 (c. 8), s. 31(2), Sch. 6 para. 23(2)(b), Sch. 9 (with Sch. 7 paras. 2(2), 3(2), 4); S.I. 1995/631, art. 2
- F5** Sch. 4 para. 1(3)-(3B) omitted (3.11.2008) by virtue of The Transfer of Tribunal Functions Order 2008 (S.I. 2008/2833), art. 1(1), Sch. 3 para. 97(3)(b)

Commissioners' remuneration and their pensions

- 2 (1) The Lord Chancellor may pay, or make such payments towards the provision of such remuneration, F⁶... allowances or gratuities to or in respect of persons appointed as Child Support Commissioners [F⁷for Northern Ireland] as, with the consent of the Treasury, he may determine.

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(2) The Lord Chancellor shall pay to a Child Support Commissioner [^{F8}for Northern Ireland] such expenses incurred in connection with his work as such a Commissioner as may be determined by the Treasury.

[^{F9}(3) Sub-paragraph (1), so far as relating to pensions, allowances or gratuities, shall not have effect in relation to any person to whom Part I of the Judicial Pensions and Retirement Act 1993 applies, except to the extent provided by or under that Act.]

Textual Amendments

F6 Word in Sch. 4 para. 2(1) omitted (3.11.2008) by virtue of [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 1(1), [Sch. 3 para. 97\(4\)\(a\)\(i\)](#)

F7 Words in Sch. 4 para. 2(1) inserted (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 1(1), [Sch. 3 para. 97\(4\)\(a\)\(ii\)](#)

F8 Words in Sch. 4 para. 2(2) inserted (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 1(1), [Sch. 3 para. 97\(4\)\(b\)](#)

F9 Sch. 4 para. 2(3) added (31.3.1995) by [Judicial Pensions and Retirement Act 1993 \(c. 8\)](#), s. 31(2), [Sch. 8 para. 21\(2\)](#); S.I. 1995/631, art. 2

[^{F10}Expenses of other persons]

Textual Amendments

F10 Sch. 4 para. 2A and cross-heading inserted (18.12.1995) by [Child Support Act 1995 \(c. 34\)](#), s. 30(4), [Sch. 3 para. 18\(1\)](#); S.I. 1995/3262, art. 2, Sch. Pt. 1

^{F11}2A

Textual Amendments

F11 Sch. 4 para. 2A omitted (3.11.2008) by virtue of [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 1(1), [Sch. 3 para. 97\(5\)](#)

Commissioners barred from legal practice

[^{F12}3 A Child Support Commissioner for Northern Ireland, so long as he holds office as such, shall not practise as a barrister or act for any remuneration to himself as arbitrator or referee or be directly or indirectly concerned in any matter as a conveyancer, notary public or solicitor.]

Textual Amendments

F12 Sch. 4 para. 3 substituted (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 1(1), [Sch. 3 para. 97\(6\)](#)

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Deputy Child Support Commissioners

- 4 (1) The [^{F13}First Minister and deputy First Minister, acting jointly,] may appoint persons to act as Child Support Commissioners [^{F14}for Northern Ireland] (but to be known as deputy Child Support Commissioners [^{F14}for Northern Ireland]) in order to facilitate the disposal of the business of Child Support Commissioners [^{F14}for Northern Ireland].
- (2) A deputy Child Support Commissioner [^{F15}for Northern Ireland] shall be appointed—
- [^{F16}(a) from among persons who are barristers or solicitors of not less than the number of years' standing specified in section 23(2); and]
- (b) [^{F17}subject to sub-paragraph (2A)] for such period or on such occasions as the [^{F18}First Minister and deputy First Minister think] fit.
- [^{F19}(2A) No appointment of a person to be a deputy Child Support Commissioner [^{F20}for Northern Ireland] shall be such as to extend beyond the date on which he reaches the age of 70; but this sub-paragraph is subject to section 26(4) to (6) of the Judicial Pensions and Retirement Act 1993 (power to authorise continuance in office up to the age of 75).]
- [^{F21}(3) Paragraph 2 applies to deputy Child Support Commissioners for Northern Ireland, but paragraph 3 does not apply to them.]

Textual Amendments

- F13** Words in Sch. 4 para. 4(1) substituted (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 1(1), [Sch. 3 para. 97\(7\)\(a\)\(i\)](#)
- F14** Words in Sch. 4 para. 4(1) inserted (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 1(1), [Sch. 3 para. 97\(7\)\(a\)\(ii\)](#)
- F15** Words in Sch. 4 para. 4(2) inserted (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 1(1), [Sch. 3 para. 97\(7\)\(b\)](#)
- F16** Sch. 4 para. 4(2)(a) substituted (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 1(1), [Sch. 3 para. 97\(7\)\(c\)](#)
- F17** Words in Sch. 4 para. 4(2)(b) inserted (31.3.1995) by [Judicial Pensions and Retirement Act 1993 \(c. 8\)](#), s. 31(2), [Sch. 6 para. 23\(3\)](#) (with Sch. 7 paras. 2(2), 3(2), 4); S.I. 1995/631, art. 2
- F18** Words in Sch. 4 para. 4(2)(b) substituted (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 1(1), [Sch. 3 para. 97\(7\)\(d\)](#)
- F19** Sch. 4 para. 4(2A) inserted (31.3.1995) by [Judicial Pensions and Retirement Act 1993 \(c. 8\)](#), s. 31(2), [Sch. 6 para. 23\(3\)](#) (with Sch. 7 paras. 2(2), 3(2), 4); S.I. 1995/631, art. 2
- F20** Words in Sch. 4 para. 4(2A) inserted (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 1(1), [Sch. 3 para. 97\(7\)\(e\)](#)
- F21** Sch. 4 para. 4(3) substituted (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 1(1), [Sch. 3 para. 97\(7\)\(f\)](#)

[^{F22}Determination of questions by other officers]

Textual Amendments

- F22** Sch. 4 para. 4A and cross-heading inserted (18.12.1995) by [Child Support Act 1995 \(c. 34\)](#), [ss. 17\(1\), 30\(4\)](#); S.I. 1995/3262, art. 2, Sch. Pt. 1

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F23 4A

Textual Amendments

F23 Sch. 4 paras. 4A-8 omitted (3.11.2008) by virtue of The Transfer of Tribunal Functions Order 2008 (S.I. 2008/2833), art. 1(1), **Sch. 3 para. 97(8)**

Tribunals of Commissioners

F23 5

Textual Amendments

F23 Sch. 4 paras. 4A-8 omitted (3.11.2008) by virtue of The Transfer of Tribunal Functions Order 2008 (S.I. 2008/2833), art. 1(1), **Sch. 3 para. 97(8)**

Finality of decisions

F23 6

Textual Amendments

F23 Sch. 4 paras. 4A-8 omitted (3.11.2008) by virtue of The Transfer of Tribunal Functions Order 2008 (S.I. 2008/2833), art. 1(1), **Sch. 3 para. 97(8)**

Consultation with Lord Advocate

F23 7

Textual Amendments

F23 Sch. 4 paras. 4A-8 omitted (3.11.2008) by virtue of The Transfer of Tribunal Functions Order 2008 (S.I. 2008/2833), art. 1(1), **Sch. 3 para. 97(8)**

Northern Ireland

F23 8

Textual Amendments

F23 Sch. 4 paras. 4A-8 omitted (3.11.2008) by virtue of The Transfer of Tribunal Functions Order 2008 (S.I. 2008/2833), art. 1(1), **Sch. 3 para. 97(8)**

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