



# Child Support, Pensions and Social Security Act 2000

## 2000 CHAPTER 19

### PART I

#### CHILD SUPPORT

##### *Miscellaneous*

#### **21 Recovery of child support maintenance by deduction from benefit.**

For section 43 of the 1991 Act (contribution to maintenance by deduction from benefit) there shall be substituted—

#### **“43 Recovery of child support maintenance by deduction from benefit.**

- (1) This section applies where—
  - (a) a non-resident parent is liable to pay a flat rate of child support maintenance (or would be so liable but for a variation having been agreed to), and that rate applies (or would have applied) because he falls within paragraph 4(1)(b) or (c) or 4(2) of Schedule 1; and
  - (b) such conditions as may be prescribed for the purposes of this section are satisfied.
- (2) The power of the Secretary of State to make regulations under section 5 of the <sup>M1</sup>Social Security Administration Act 1992 by virtue of subsection (1) (p) (deductions from benefits) may be exercised in relation to cases to which this section applies with a view to securing that payments in respect of child support maintenance are made or that arrears of child support maintenance are recovered.
- (3) For the purposes of this section, the benefits to which section 5 of the 1992 Act applies are to be taken as including war disablement pensions and war

**Changes to legislation:** Child Support, Pensions and Social Security Act 2000, Section 21 is up to date with all changes known to be in force on or before 06 June 2023. 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](#)

widows' pensions (within the meaning of section 150 of the <sup>M2</sup>Social Security Contributions and Benefits Act 1992 (interpretation)).”

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**Commencement Information**

- I1** S. 21 partly in force; s. 21 not in force at Royal Assent, see s. 86(2); s. 21 in force for certain purposes at 10.11.2000 by S.I. 2000/2994 art. 2; s. 21 in force for certain further purposes at 3.3.2003 by S.I. 2003/192, **art. 3**, Sch.

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**Marginal Citations**

- M1** 1992 c. 5.  
**M2** 1992 c. 4.

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

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

- s. 70A inserted by [2012 c. 5 Sch. 3 para. 13](#)
- Sch. 7 para. 1(2)(c) inserted by [2007 c. 5 Sch. 5 para. 13](#)
- Sch. 7 para. 6(5A)(5B) inserted by [2012 c. 5 Sch. 11 para. 13\(3\)](#)
- Sch. 7 para. 6(8)(b) inserted by [2012 c. 5 Sch. 11 para. 13\(4\)\(b\)](#)
- Sch. 7 para. 6(8)(a) words in Sch. 7 para. 6(8) renumbered as Sch. 7 para. 6(8)(a) by [2012 c. 5 Sch. 11 para. 13\(4\)\(a\)](#)

**Commencement Orders yet to be applied to the Child Support, Pensions and Social Security Act 2000**

Commencement Orders bringing provisions within this Act into force:

- [S.I. 2003/346 art. 2](#) amendment to earlier commencing [SI 2003/192 art. 6](#)