

*These notes refer to the Welfare Reform Act 2007  
(c.5) which received Royal Assent on 3rd May 2007*

# WELFARE REFORM ACT 2007

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## EXPLANATORY NOTES

### COMMENTARY ON SECTIONS

#### **PART 1: Employment and Support Allowance**

##### **Miscellaneous**

##### *Section 23: Recovery of sums in respect of maintenance*

129. This provides the Secretary of State with powers, to make regulations so that payments can be recovered from people who should be paying maintenance to their spouse or civil partner but are not doing so, when the spouse or civil partner is receiving income-related employment and support allowance. These payments may be made to the Secretary of State. Similar provisions relate to income support (s106 of the Social Security Administration Act 1992) and income-based jobseeker's allowance (s23 of the Jobseekers Act 1995).
130. *Subsection (3)* states that the regulations under *subsection (1)* may make provision about matters relevant to the determining of an application for such an order, the enforcement of such orders, and the rights of the Secretary of State in respect of such orders.