

STATUTORY INSTRUMENTS

2012 No. 2677

The Child Support Maintenance Calculation Regulations 2012

PART 4

THE MAINTENANCE CALCULATION RULES

CHAPTER 1

DETERMINATION OF GROSS WEEKLY INCOME

Estimate of current income where insufficient information available

42.—(1) Where—

- (a) current income applies by virtue of [^{F1}regulation 34(2)(a) where the amount of historic income is nil or by virtue of] regulation 34(2)(b) [^{F2}or (c)] (historic income ^{F3}... not available); and
- (b) the information available in relation to current income is insufficient or unreliable,

the Secretary of State may estimate that income and, in doing so, may make any assumption as to any fact.

(2) Where the Secretary of State is satisfied that the non-resident parent is engaged in a particular occupation, whether as an employee, office-holder or self-employed person, the assumptions referred to in paragraph (1) may include an assumption that the non-resident parent has the average weekly income of a person engaged in that occupation in the UK or in any part of the UK.

Textual Amendments

- F1** Words in Pt. 4 reg. 42(1)(a) inserted (25.11.2013) by [The Child Support \(Miscellaneous Amendments\) Regulations 2013 \(S.I. 2013/1517\)](#), reg. 1(4)(5), **8(3)(a)**
- F2** Words in Pt. 4 reg. 42(1)(a) inserted (25.11.2013) by [The Child Support \(Miscellaneous Amendments\) Regulations 2013 \(S.I. 2013/1517\)](#), reg. 1(4)(5), **8(3)(b)**
- F3** Words in Pt. 4 reg. 42(1)(a) omitted (25.11.2013) by virtue of [The Child Support \(Miscellaneous Amendments\) Regulations 2013 \(S.I. 2013/1517\)](#), reg. 1(4)(5), **8(3)(c)**

Modifications etc. (not altering text)

- C1** Reg. 42(1)(a) modified (temp.) (29.7.2013) by [The Child Maintenance and Other Payments Act 2008 \(Commencement No. 11 and Transitional Provisions\) Order 2013 \(S.I. 2013/1860\)](#), **art. 7(b)**

Commencement Information

- I1** Reg. 42 wholly in force; reg. 42 not in force at made date; reg. 42 in force at 29.7.2013 for certain purposes and reg. 42 in force at 25.11.2013 in so far as not already in force, see reg. 1, [SI 2013/1860](#) and [S.I. 2013/2947](#)

Changes to legislation:

There are currently no known outstanding effects for the The Child Support Maintenance Calculation Regulations 2012, Section 42.