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STATUTORY INSTRUMENTS

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**2016 No. 439**

**The Child Support (Deduction Orders and Fees)  
(Amendment and Modification) Regulations 2016**

**Modification of the Child Support (Collection and Enforcement) Regulations 1992**

2.—(1) The Child Support (Collection and Enforcement) Regulations 1992(1) are modified as follows in relation to a case in which liability to pay child support maintenance is calculated in accordance with Part 1 of Schedule 1 (calculation of weekly amount of child support maintenance) to the Child Support Act 1991(2) as amended by paragraph 2 of Schedule 4 (changes to the calculation of maintenance) to the Child Maintenance and Other Payments Act 2008.

(2) Regulation 25I(2) (variation of a regular deduction order) has effect as if—

(a) in sub-paragraph (a)—

(i) in paragraph (i) after “arrears” there were inserted “or a payment towards an enforcement fee”;

(ii) in paragraph (ii) after “maintenance” there were inserted “and, where payable, fees”;

<sup>F1</sup>(b) .....

(c) there were inserted at the end of sub-paragraph (d)—

“; or

(e) there are arrears that are not included in the order.”.

(3) Regulation 25J(2)(a) (lapse of a regular deduction order) has effect as if after “maintenance calculation” there were inserted “and an alternative method of payment of fees (where payable)”.

(4) Regulation 25L(1)(b) (discharge of a regular deduction order) has effect as if after “(payment of child support maintenance)” there were inserted “and any fees have been paid in full”.

(5) Regulation 25S(2)(c) (lapse of a lump sum deduction order) has effect as if after “maintenance calculation” there were inserted “and an alternative method of payment of fees (where payable)”.

(6) Regulation 25U(1) (discharge of a lump sum deduction order) has effect as if—

(a) in sub-paragraph (b) after “(payment of child support maintenance)” there were inserted “and any fees specified in the order have been paid in full”;

(b) in sub-paragraph (c) after “and the liable person” there were inserted “and the total amount of any fees specified in the order have been paid”.

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(1) [S.I. 1992/1989](#). Regulations 25A to 25AD were inserted by [S.I. 2009/1815](#). References to “the Commission” in these Regulations were replaced with references to “the Secretary of State” by [S.I. 2012/2007](#). [S.I. 1992/1989](#) was amended by [S.I. 2014/1386](#) which was amended by [S.I. 2014/1621](#). The effect of this (insofar as is relevant) is that regulation 2 of [S.I. 2014/1386](#) modifies [S.I. 1992/1989](#) in relation to cases administered under the 2012 scheme of child support.

(2) Part 1 of Schedule 1 to the 1991 Act was substituted by section 1(3) of, and Schedule 1 to, the 2000 Act and amended by Schedule 4 to the 2008 Act.

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**Changes to legislation:** There are currently no known outstanding effects for the *The Child Support (Deduction Orders and Fees) (Amendment and Modification) Regulations 2016, Section 2.* (See end of Document for details)

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**Textual Amendments**

- F1** [Reg. 2\(2\)\(b\)](#) ceases to have effect by virtue of (22.5.2021) by virtue of [The Child Support \(Deduction Orders and Fees\) \(Amendment and Modification\) Regulations 2016 \(S.I. 2016/439\)](#), **reg. 1(2)**
- .....

**Commencement Information**

- I1** [Reg. 2](#) in force at 23.5.2016, see **reg. 1(1)**

**Changes to legislation:**

There are currently no known outstanding effects for the The Child Support (Deduction Orders and Fees) (Amendment and Modification) Regulations 2016, Section 2.