

2012 No. 423 (C. 43)

FAMILY LAW

CHILD SUPPORT

**The Child Maintenance (2008 Act) (Commencement No. 9)
Order (Northern Ireland) 2012**

Made - - - -

30th November 2012

The Department for Social Development makes the following Order in exercise of the power conferred by section 41(1) of the Child Maintenance Act (Northern Ireland) 2008^(a).

Citation and interpretation

1.—(1) This Order may be cited as the Child Maintenance (2008 Act) (Commencement No. 9) Order (Northern Ireland) 2012.

(2) In this Order any reference to a numbered section or Schedule is a reference to the section of, or Schedule to, the Child Maintenance Act (Northern Ireland) 2008.

Appointed day

2.—(1) The day appointed for the coming into operation of—

- (a) section 28 (additional special cases);
- (b) section 32 (pilot schemes); and
- (c) in paragraph 1 of Schedule 4 (minor and consequential amendments) sub-paragraphs (20)(b), (21), (22), (26) and (27), and section 38(1) and paragraph 1(1) of Schedule 4 so far as relating to those sub-paragraphs,

is 3rd December 2012.

(2) The day appointed for coming into operation of—

- (a) section 9 (power to regulate supersession);
- (b) sections 23 and 24 (power to accept part payment of arrears in full and final satisfaction and to write off arrears);
- (c) section 26 (meaning of “child”);
- (d) in Schedule 1 (changes to the calculation of maintenance) paragraphs 2, 5(2) and 7 to 9, and section 8 and paragraph 1 of Schedule 1 so far as relating to those paragraphs; and

(a) 2008 c. 10 (N.I.)

(e) in Schedule 5 (repeals) the repeal relating to Schedule 1 to the Child Support (Northern Ireland) Order 1991^(a), and section 39 so far as it relates to that repeal, for the purpose only of authorising the making of regulations, is 3rd December 2012.

Sealed with the Official Seal of the Department for Social Development on 30th November 2012

(L.S.)

Anne McCleary
A senior officer of the Department for Social Development

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into operation the following provisions of the Child Maintenance Act (Northern Ireland) 2008—

sections 28 and 32 and minor amendments in Schedule 4, and section 38(1) and paragraph 1(1) of Schedule 4 so far as relating to those amendments; and

for the purposes only of authorising the making of regulations—

sections 9, 23, 24 and 26, paragraphs 2, 5(2) and 7 to 9 of Schedule 1, and section 8 and paragraph 1 of Schedule 1 so far relating to those paragraphs; and

a consequential repeal in Schedule 5, and section 39 so far as relating to that repeal, on 3rd December 2012.

^(a) S.I. 1991/2628 (N.I. 23)

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Child Maintenance Act (Northern Ireland) 2008 have been brought into operation by earlier commencement orders as from the dates shown.

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.R. No.</i>
Sections 1 to 6	5th December 2008	2008 No. 489 (C. 29)
Section 7 (partially)	14th July 2008	2008 No. 291 (C. 15)
	27th October 2008	2008 No. 399 (C. 22)
Section 12 (partially)	29th September 2008	2008 No. 399 (C. 22)
	27th October 2008	2008 No. 399 (C. 22)
Sections 14 and 15 (partially)	1st June 2009	2009 No. 216 (C. 13)
	3rd August 2009	2009 No. 216 (C. 13)
Section 16	20th December 2010	2010 No. 416 (C. 24)
Section 22 (partially)	26th November 2009	2009 No. 380 (C. 28)
	25th January 2010	2009 No. 380 (C. 28)
Section 27 (partially)	29th September 2008	2008 No. 399 (C. 22)
	27th October 2008	2008 No. 399 (C. 22)
Section 29	26th November 2009	2009 No. 380 (C. 28)
Section 33	5th August 2008	2008 No. 331 (C. 17)
Section 34	1st November 2008	2008 No. 419 (C. 24)
Section 35	14th July 2008	2008 No. 291 (C. 15)
Section 37 (partially)	9th July 2008	2008 No. 291 (C. 15)
Section 38 (partially)	9th July 2008	2008 No. 291 (C. 15)
	27th October 2008	2008 No. 399 (C. 22)
	1st November 2008	2008 No. 419 (C. 24)
	1st June 2009 and 3rd August 2009	2009 No. 216 (C. 13)
Section 39 (partially)	27th October 2008	2008 No. 399 (C. 22)
	1st November 2008	2008 No. 419 (C. 24)
	1st June 2009	2009 No. 216 (C. 13)
Section 40 (partially)	9th July 2008	2008 No. 291 (C. 15)
Schedule 3	1st November 2008	2008 No. 419 (C. 24)
Schedule 4 (partially)	14th July 2008	2008 No. 291 (C. 15)
	27th October 2008	2008 No. 399 (C. 22)
	1st November 2008	2008 No. 419 (C. 24)
	1st June 2009 and 3rd August 2009	2009 No. 216 (C. 13)
Schedule 5 (partially)	14th July 2008	2008 No. 291 (C. 15)
	5th August 2008	2008 No. 331 (C. 17)
	27th October 2008	2008 No. 399 (C. 22)
	1st November 2008	2008 No. 419 (C. 24)
	1st June 2009	2009 No. 216 (C. 13)

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