



Child Maintenance and Other Payments Act 2008

2008 CHAPTER 6

PART 3

CHILD SUPPORT ETC.

Miscellaneous

40 Disclosure of information to credit reference agencies

After section 49C of the Child Support Act 1991 (c. 48) (inserted by section 39 of this Act) insert—

“49D Disclosure of information to credit reference agencies

- (1) Subject to subsection (3), the [^{F1}Secretary of State] may supply qualifying information to a credit reference agency for use for the purpose of furnishing information relevant to the financial standing of individuals.
- (2) The reference in subsection (1) to qualifying information is to information which—
 - (a) is held by the [^{F1}Secretary of State] for the purposes of this Act,
 - (b) relates to a person who is liable to pay child support maintenance, and
 - (c) is of a prescribed description.
- (3) Information may not be supplied under subsection (1) without the consent of the person to whom it relates, unless a liability order against that person is in force.
- (4) No provision may be made under section 14(3) authorising the supply of information by the [^{F1}Secretary of State] to credit reference agencies.

Changes to legislation: There are currently no known outstanding effects for the Child Maintenance and Other Payments Act 2008, Section 40. (See end of Document for details)

(5) In this section, “credit reference agency” has the same meaning as in the Consumer Credit Act 1974.”

Textual Amendments

- F1** Words in s. 40 substituted (1.8.2012) by [The Public Bodies \(Child Maintenance and Enforcement Commission: Abolition and Transfer of Functions\) Order 2012 \(S.I. 2012/2007\)](#), art. 3(2), **Sch. para. 88**

Commencement Information

- I1** S. 40 in force at 10.2.2015 for specified purposes by [S.I. 2015/176](#), **art. 2(a)**
- I2** S. 40 in force at 23.3.2015 in so far as not already in force by [S.I. 2015/176](#), **art. 2(b)**

Changes to legislation:

There are currently no known outstanding effects for the Child Maintenance and Other Payments Act 2008, Section 40.