

**2009 No. 1314 (C. 72)**

**FAMILY LAW**

**CHILD SUPPORT**

**The Child Maintenance and Other Payments Act 2008  
(Commencement No. 5) Order 2009**

*Made* - - - -

*28th May 2009*

The Secretary of State, in exercise of the power conferred by section 62(3) of the Child Maintenance and Other Payments Act 2008(a), makes the following Order:

**Citation and interpretation**

**1.**—(1) This Order may be cited as the Child Maintenance and Other Payments Act 2008 (Commencement No. 5) Order 2009.

(2) In this Order, except where otherwise stated, any reference to a numbered section or Schedule is a reference to a section of, or Schedule to, the Child Maintenance and Other Payments Act 2008.

**Appointed days**

**2.**—(1) The following provisions come into force on 1st June 2009 for the purpose of making regulations and on 3rd August 2009 for all other purposes—

- (a) section 22 (orders for regular deductions from accounts);
- (b) section 23 (lump sum deduction orders);
- (c) section 57(1) (minor and consequential amendments), so far as relating to paragraph 1(22)(a) of Schedule 7; and
- (d) paragraph 1(22)(a) of Schedule 7 (minor and consequential amendments).

(2) The following provisions, in so far as not already in force, come into force on 1st June 2009—

- (a) sections 57(1) and 58 (repeals), so far as relating to the paragraphs and entries referred to in sub-paragraphs (b) and (c) below;
- (b) the following paragraphs of Schedule 7—
  - (i) paragraphs 1(7), (9), (10), (26), (32) and (34), 2(3) to (6) and 4, and
  - (ii) paragraph 1(25)(a), except in relation to the definition of “curfew order”; and
- (c) in Schedule 8 (repeals), the entries relating to—

- (i) the repeal of sections 6 and 36(2) of the Child Support Act 1991(a) and the repeals in section 7(1) of that Act, and
- (ii) the repeal of paragraph 9 of Schedule 3 to the Child Support Act 1995(b).

Signed by authority of the Secretary of State for Work and Pensions.

*William D. McKenzie*  
Parliamentary Under-Secretary of State,  
Department for Work and Pensions

28th May 2009

### EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order brings into force provisions of the Child Maintenance and Other Payments Act 2008 (c. 6) (“the 2008 Act”) as follows:

Article 2(1) brings into force various provisions, including sections 22 and 23, on 1st June 2009 for the purpose of making regulations and on 3rd August 2009 for all other purposes. Those sections insert provisions into the Child Support Act 1991 (c. 48) for the making of regular and lump sum deduction orders by the Child Maintenance and Enforcement Commission.

Article 2(2) brings various other provisions of the 2008 Act into force on 1st June 2009. The provisions are in Schedules 7 and 8 of that Act, which contain minor and consequential amendments and repeals.

### NOTE AS TO EARLIER COMMENCEMENT ORDERS

*(This note is not part of the Order)*

The following provisions of the Child Maintenance and Other Payments Act 2008 have been brought into force by commencement order made before the date of this Order:

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
section 1 (partially)	10th June 2008	2008/1476
section 1 (for all other purposes)	24th July 2008	2008/2033
section 2	24th July 2008	2008/2033
section 3 (partially)	24th July 2008	2008/2033
section 3 (for all other purposes)	1st November 2008	2008/2675
section 4	24th July 2008	2008/2033
section 5	24th July 2008	2008/2033
section 6	24th July 2008	2008/2033
section 7	24th July 2008	2008/2033
section 8	24th July 2008	2008/2033
section 9	24th July 2008	2008/2033

- (a) 1991 c. 48. Section 6 ceased to have effect and was repealed, except in relation to existing cases, on 14th July 2008, *see* article 2(3) of the Child Maintenance and Other Payments Act 2008 (Commencement) Order 2008 (S.I. 2008/1476) (C. 67). Section 6 ceased to have effect in relation to all cases on 27th October 2008, *see* article 3(a) of the Child Maintenance and Other Payments Act 2008 (Commencement No. 3 and Transitional and Savings Provisions) Order 2008 (S.I. 2008/2548) (C. 110).
- (b) 1995 c. 34.

section 10	24th July 2008	2008/2033
section 11	24th July 2008	2008/2033
section 12	24th July 2008	2008/2033
section 13	1st November 2008	2008/2675
section 14	1st November 2008	2008/2675
section 15 (partially)	14th July 2008	2008/1476
section 15 (for all other purposes)	27th October 2008	2008/2548
section 20 (partially)	26th September 2008	2008/2548
section 20 (for all other purposes)	27th October 2008	2008/2548
section 36 (partially)	26th September 2008	2008/2548
section 36 (for all other purposes)	27th October 2008	2008/2548
section 43	5th August 2008	2008/2033
section 44	1st November 2008	2008/2675
section 45	14th July 2008	2008/1476
section 46 (partially)	10th June 2008	2008/1476
section 46 (for all other purposes)	1st October 2008	2008/1476
section 47 (partially)	10th June 2008	2008/1476
section 47 (for all other purposes)	1st October 2008	2008/1476
section 48 (partially)	10th June 2008	2008/1476
section 48 (for all other purposes)	1st October 2008	2008/1476
section 49 (partially)	10th June 2008	2008/1476
section 49 (for all other purposes)	1st October 2008	2008/1476
section 50 (partially)	10th June 2008	2008/1476
section 50 (for all other purposes)	1st October 2008	2008/1476
section 51	1st October 2008	2008/1476
section 52	1st October 2008	2008/1476
section 53 (partially)	10th June 2008	2008/1476
section 53 (for all other purposes)	1st October 2008	2008/1476
section 54 (partially)	10th June 2008	2008/1476
section 54 (for all other purposes)	1st October 2008	2008/1476
section 56	10th June 2008	2008/1476
section 57 (partially)	10th June 2008	2008/1476
section 57 (partially)	27th October 2008	2008/2548
section 57 (partially)	1st November 2008	2008/2675
section 58 (partially)	14th July 2008	2008/1476
section 58 (partially)	27th October 2008	2008/2548
section 58 (partially)	1st November 2008	2008/2675
section 59	10th June 2008	2008/1476
section 60 (partially)	10th June 2008	2008/1476
schedule 1 (partially)	10th June 2008	2008/1476
schedule 1 (for all other purposes)	24th July 2008	2008/2033
schedule 2	1st November 2008	2008/2675
schedule 3 (partially)	See article 2(a) of Commencement Order No. 4(a)	2008/2675
schedule 3 (partially)	1st November 2008	2008/2675
schedule 6	1st November 2008	2008/2675
schedule 7 (partially)	14th July 2008	2008/1476
schedule 7 (partially)	27th October 2008	2008/2548
schedule 7 (partially)	1st November 2008	2008/2675

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(a) Child Maintenance and Other Payments Act 2008 (Commencement No. 4 and Transitional Provision) Order 2008 (S.I. 2008/2675) (C. 116).

schedule 8 (partially)	14th July 2008	2008/1476
schedule 8 (partially)	27th October 2008	2008/2548
schedule 8 (partially)	1st November 2008	2008/2675

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