

2012 No. 2523 (C. 101)

FAMILY LAW

CHILD SUPPORT

SOCIAL SECURITY

**The Child Maintenance and Other Payments Act 2008
(Commencement No. 9) and the Welfare Reform Act 2009
(Commencement No. 9) Order 2012**

Made - - - -

4th October 2012

The Secretary of State for Work and Pensions, in exercise of the powers conferred by section 62(3) of the Child Maintenance and Other Payments Act 2008^(a) and section 61(3) of the Welfare Reform Act 2009^(b), 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. 9) and the Welfare Reform Act 2009 (Commencement No. 9) Order 2012.

(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.

Commencement date

2.—(1) The following provisions come into force on 8th October 2012—

- (a) section 37 (additional special case);
- (b) section 41 (pilot schemes);
- (c) section 57(1) and paragraph 1(1) of Schedule 7, so far as relating to the paragraph referred to in sub-paragraph (d);
- (d) paragraph 1(24), (30) and (31) of Schedule 7 (minor and consequential amendments); and
- (e) sections 54 (payments of child support maintenance) and 55(1) and (2) (offences relating to information) of the Welfare Reform Act 2009, in so far as they are not already in force.

(2) The following provisions come into force, for the purpose only of making regulations, on 8th October 2012—

- (a) section 16 (changes to the calculation of maintenance) and paragraph 1 of Schedule 4 (introductory), so far as relating to the paragraphs referred to in sub-paragraph (b);

(a) 2008 c. 6.
(b) 2009 c. 24.

- (b) paragraphs 2, 5(2) and 7 to 9 of Schedule 4 (changes to the calculation of maintenance);
- (c) section 17 (power to regulate supersession);
- (d) sections 32 (power to accept part payment of arrears in full and final satisfaction) and 33 (power to write off arrears);
- (e) section 42 (meaning of child);
- (f) section 58, so far as relating to the entry referred to in sub-paragraph (g); and
- (g) the entry in Schedule 8 (repeals) relating to Schedule 1 to the Child Support Act 1991(a).

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

Steve Webb
Minister of State,
Department for Work and Pensions

4th October 2012

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) and the Welfare Reform Act 2009 (c. 24).

Article 2(1) brings into force the provisions listed, in so far as they are not already in force, on 8th October 2012. Article 2(2) brings into force the provisions listed on 8th October 2012 for the purpose only of making regulations.

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
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

(a) 1991 c. 48.

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 22 (partially)	1st June 2009	2009/1314
section 22 (for all other purposes)	3rd August 2009	2009/1314
section 23 (partially)	1st June 2009	2009/1314
section 23 (for all other purposes)	3rd August 2009	2009/1314
section 24	6th April 2010	2010/697
section 31 (partially)	26th November 2009	2009/3072
section 31 (for all other purposes)	25th January 2010	2009/3072
section 36 (partially)	26th September 2008	2008/2548
section 36 (for all other purposes)	27th October 2008	2008/2548
section 38	26th November 2009	2009/3072
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(1) (partially)	27th October 2008	2008/2548
section 57(1) (partially)	1st November 2008	2008/2675
section 57(1) (partially)	1st June 2009	2009/1314
section 57(1) (partially)	3rd August 2009	2009/1314
section 57(2)	10th June 2008	2008/1476
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 58 (partially)	1st June 2009	2009/1314
section 59	10th June 2008	2008/1476
section 60(1)	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 (for all other purposes)	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
Schedule 7 (partially)	1st June 2009	2009/1314
Schedule 7 (partially)	3rd August 2009	2009/1314
Schedule 7 (partially)	6th April 2010	2010/697
Schedule 7 (partially)	27th June 2012	2012/1649
Schedule 8 (partially)	14th July 2008	2008/1476
Schedule 8 (partially)	27th October 2008	2008/2548
Schedule 8 (partially)	1st November 2008	2008/2675
Schedule 8 (partially)	1st June 2009	2009/1314

The following provisions of the Welfare Reform Act 2009 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 3(1) (partially)	21st May 2012	2012/1256
section 3(2) and (5) (partially)	6th October 2011	2011/2427
section 3(2) and (5) (for all other purposes)	31st October 2011	2011/2427
section 3(3)	31st October 2011	2011/2427
section 10	10th February 2010	2010/293
section 12(1) and (3)	1st October 2010	2010/2377
section 12(2), (4) and (6)	1st November 2010	2010/2377
section 12(5) (partially)	29th November 2011	2011/2857
section 13 (partially)	1st October 2010	2010/2377
section 13 (partially)	1st November 2010	2010/2377
section 13 (for all other purposes)	29th November 2011	2011/2857
section 14 (partially)	11th April 2010	2010/293
section 14 (partially)	15th October 2010	2010/293
section 14 (for all other purposes)	11th April 2011	2010/293
section 24 (partially)	12th January 2010	2010/45
section 24 (for all other purposes)	1st April 2010	2010/45
section 26	22nd March 2010	2010/293
section 29	19th January 2012	2012/68
section 32(1) and (2) (partially)	9th March 2011	2011/682
section 33 (partially)	10th February 2010	2010/293
section 33 (for all other purposes)	6th April 2010	2010/293
section 35	10th February 2010	2010/293
section 55 (partially)	14th January 2010	2010/45
section 56 (partially)	28th May 2012	2012/1256
section 58(1) (partially)	22nd March 2010	2010/293
section 58(1) (partially)	1st April 2010	2010/293
Schedule 4 (partially)	12th January 2010	2010/45
Schedule 4 (for all other purposes)	1st April 2010	2010/45
Schedule 6 (partially)	28th May 2012	2012/1256

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

Schedule 7 (partially)	22nd March 2010	2010/293
Schedule 7 (partially)	1st April 2010	2010/293

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STATUTORY INSTRUMENTS

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