

SCHEDULE 1

Consequential Amendments to Primary Legislation

Child Support Act 1991

21.—(1) The Child Support Act 1991⁽¹⁾ is amended as follows.

(2) In Schedule 1⁽²⁾ (maintenance assessments), as that Schedule has effect otherwise than by virtue of section 1⁽³⁾ of, and Schedule 1 to, the Child Support, Pensions and Social Security Act 2000⁽³⁾, in Part 1 (calculation of child support maintenance), in paragraph 6 (protected income)—

(a) in sub-paragraph (5)(b)⁽⁴⁾, for sub-paragraphs (i) to (iii) substitute—

“(i) is living together in the same household with another adult who is his or her spouse or civil partner, or

(ii) is living together in the same household with another adult as if they were a married couple.”, and

(b) omit sub-paragraph (5A)⁽⁵⁾.

(3) In Schedule 1 (maintenance calculations), as that Schedule has effect by virtue of section 1⁽³⁾ of, and Schedule 1 to, the Child Support, Pensions and Social Security Act 2000, in Part 1 (calculation of weekly amount of child support maintenance), in paragraph 10C (references to various terms)—

(a) for sub-paragraph (5)⁽⁶⁾ substitute—

“(5) In sub-paragraph (4)(a), “couple” means—

(a) two people who are married to, or civil partners of, each other and are members of the same household, or

(b) two people who are not married to, or civil partners of, each other but are living together as a married couple.”, and

(b) omit sub-paragraph (6).

(1) 1991 c. 48.

(2) Schedule 1 was substituted by section 1(3) of, and Schedule 1 to, the Child Support, Pensions and Social Security Act 2000 (c. 19) only for specified purposes by S.I. 2000/2994 and 2003/192.

(3) 2000 c. 19.

(4) Sub-paragraph (5)(b) was substituted by the 2004 Act, Schedule 24, paragraph 4.

(5) Paragraph 6(5A) of Schedule 1 was inserted by the 2004 Act, Schedule 24, paragraph 5.

(6) Sub-paragraphs (5) and (6) of paragraph 10C were substituted by the 2004 Act, Schedule 24, paragraph 6.