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STATUTORY INSTRUMENTS

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**2018 No. 1261 (C. 91)**

**FAMILY LAW**

**CHILD SUPPORT**

**The Child Maintenance and Other Payments  
Act 2008 (Commencement No.16) Order 2018**

Made - - - - 5.40 p.m. on 28th  
November 2018

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<sup>(1)</sup>, makes the following Order:

**Citation**

1. This Order may be cited as the Child Maintenance and Other Payments Act 2008 (Commencement No.16) Order 2018.

**Appointed Day**

2. Section 27 of the Child Maintenance and Other Payments Act 2008 (which prevents a non-resident parent from having a United Kingdom passport)<sup>(2)</sup> comes into force on—

- (a) the day after the day on which this Order is made for the purpose of making regulations; and
- (b) 14th December 2018 for all other purposes.

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(1) 2008 c. 6.

(2) Section 27 was amended by S.I. 2012/2007.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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

28th November 2018 at 5.40 p.m.

*Justin Tomlinson*  
Parliamentary Under-Secretary of State  
Department for Work and Pensions

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## EXPLANATORY NOTE

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

This Order brings into force section 27 of the Child Maintenance and Other Payments Act 2008 (c. 6) on the day after the day on which this Order is made for the purpose of making regulations and on 14th December 2018 for all other purposes.

Section 27 inserts new sections 39B to 39G into the Child Support Act 1991 (c. 48). Sections 39B to 39G allow the Secretary of State to apply to a court to disqualify a non-resident parent with child maintenance arrears for holding or obtaining a United Kingdom passport.

## 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
sections 4 to 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 16 (partially)	8th October 2012	2012/2523
section 16 (partially)	10th December 2012	2012/3042
section 16 (partially)	29th July 2013	2013/1860
section 16 (partially)	25th November 2013	2013/2947
section 17 (partially)	8th October 2012	2012/2523
section 17 (partially)	10th December 2012	2012/3042
section 17 (partially)	29th July 2013	2013/1860
section 17 (partially)	25th November 2013	2013/2947
section 18 (partially)	10th December 2012	2012/3042

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I.No.</i>
section 18 (partially)	29th July 2013	2013/1860
section 18 (partially)	25th November 2013	2013/2947
section 19 (partially)	9th March 2014	2014/576
section 19 (for all other purposes)	30th June 2014	2014/1635
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 32 (partially)	8th October 2012	2012/2523
section 32 (for all other purposes)	10th December 2012	2012/3042
section 33 (partially)	8th October 2012	2012/2523
section 33 (for all other purposes)	10th December 2012	2012/3042
section 36 (partially)	26th September 2008	2008/2548
section 36 (for all other purposes)	27th October 2008	2008/2548
section 37	8th October 2012	2012/2523
section 38	26th November 2009	2009/3072
section 40 (partially)	10th February 2015	2015/176
section 40 (for all other purposes)	23rd March 2015	2015/176
section 41	8th October 2012	2012/2523
section 42 (partially)	8th October 2012	2012/2523
section 42 (for all other purposes)	10th December 2012	2012/3042
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

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I.No.</i>
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(1) (partially)	8th October 2012	2012/2523
section 57(1) (partially)	10th December 2012	2012/3042
section 57(1) (partially)	29th July 2013	2013/1860
section 57(1) (partially)	25th November 2013	2013/2947
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 58 (partially)	8th October 2012	2012/2523
section 58 (partially)	10th December 2012	2012/3042
section 58 (partially)	29th July 2013	2013/1860
section 58 (partially)	25th November 2013	2013/2947
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

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I.No.</i>
Schedule 3 (partially)	See article 2(a) of Commencement Order No. 4(3)	2008/2675
Schedule 3 (for all other purposes)	1st November 2008	2008/2675
Schedule 4 (partially)	8th October 2012	2012/2523
Schedule 4 (partially)	10th December 2012	2012/3042
Schedule 4 (partially)	29th July 2013	2013/1860
Schedule 4 (partially)	25th November 2013	2013/2947
Schedule 5 (partially)	9th March 2014	2014/576
Schedule 5 (for all other purposes)	30th June 2014	2014/1635
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 7 (partially)	8th October 2012	2012/2523
Schedule 7 (partially)	10th December 2012	2012/3042
Schedule 7 (partially)	29th July 2013	2013/1860
Schedule 7 (partially)	25th November 2013	2013/2947
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
Schedule 8 (partially)	8th October 2012	2012/2523
Schedule 8 (partially)	10th December 2012	2012/3042
Schedule 8 (partially)	29th July 2013	2013/1860
Schedule 8 (partially)	25th November 2013	2013/2947

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