Variations explained: a guide for receiving parents+

Information for parents who receive child maintenance.

Do we take any other information into account when we work out child maintenance?
Yes, but you or the paying parent have to ask us first. We call this ‘applying for a variation’.

You (or the paying parent) can ask us to look at certain types of the paying parent’s income that are not included in the main rules we use to work out child maintenance.

This is called ‘additional income’. It can increase the paying parent’s gross income figure that we use when we work out child maintenance.

The paying parent can ask us to take into account certain expenses they pay. These are called ‘special expenses’ and can reduce the paying parent’s gross income figure that we use when we work out child maintenance.

You or the paying parent can apply for a variation at any time, either before or after a child maintenance amount is worked out.

A paying parent’s additional income you can ask us to consider
You can apply for a variation for:

• ‘unearned’ income – for example, rental income the paying parent gets from property or land, or dividends and interest from savings and investments. This type of income must be at least £2,500 a year
• ‘earned’ income – this is when the paying parent is getting benefits (and qualifies to pay flat rate child maintenance) but also has gross income from a pension, employment or self-employment. This type of income must be at least £100 a week
• ‘diversion’ of income – this is when you think the paying parent is controlling the amount of income they get by diverting it to another person or another purpose, which means it is not being included in the figure we use to work out child maintenance.

Expenses a paying parent can ask us to consider
A paying parent can apply for a ‘special expenses variation’ for:

• the cost of keeping up regular contact with a child or children that qualify for child maintenance – for example, the cost of fuel to travel between the home of the paying parent and the child that qualifies for child maintenance (must be at least £10 a week)
• costs connected with supporting a child with a disability or a long-term illness
• repaying debts from a former relationship – for example, the paying parent is paying a car loan for a car the receiving parent has kept (must be at least £10 a week)
• boarding school fees for a child or children that qualify for child maintenance – but only the everyday living costs or ‘boarding’ part of the fees (must be at least £10 a week)
• making payments on a mortgage, loan or insurance policy for the home that the paying parent and receiving parent used to share – the receiving parent and the child or children must still live in the home, and the paying parent must have no legal or ‘equitable’ interest in it (must be at least £10 a week).

A paying parent can’t ask us to take special expenses into account if their gross income is less than £7 a week or if they are getting benefits.

When either parent applies for a variation, we share the information they give us with the other parent. This allows us to get information from everyone involved before we make a decision.

We will also use other sources of information such as Companies House.

Child Maintenance Service
How to apply
You can apply for a variation at any time.

You can make an application for a variation over the phone in most cases. However, if the application is complicated we may ask you to apply in writing, using an application form.

It is very important that the application contains as much information as possible. The person applying must say why they are applying for a variation, or give us enough information for us to be able to see why they are applying. The only reasons for applying for a variation are given above and are set out in child support law.

Where can I get more information?
Go to www.gov.uk/child-maintenance for more information, or call us on 0845 266 8792* if you have any questions.

Important information about this factsheet
This factsheet is only a guide and does not cover every circumstance. It only refers to the statutory child maintenance scheme provided by the Child Maintenance Service. It does not refer to any child maintenance schemes provided by the Child Support Agency. ‘Statutory’ means set up under the law.

We have done our best to make sure the factsheet is correct as of 1 October 2013, but it may not reflect changes to the law or to our procedures after this date. You may want to get independent advice before making financial decisions based on the content of this factsheet.

*Call charges
Calls to 0845 numbers from BT land lines should cost no more than 4p a minute with a 15p call set-up charge. You may have to pay more if you use another phone company or a mobile phone, or if you are calling from abroad.

Calls from mobile phones can cost up to 40p a minute, so check the cost of calls with your service provider.

Charges were correct as of the date of this factsheet.