



PLEASE NOTE

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This document is *not* the official version of these regulations. The regulations and the amendments printed in the [Royal Gazette](#) should be consulted to determine the authoritative text of these regulations.

For more information concerning the history of these regulations, please see the [Table of Regulations](#).

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CHAPTER F-2.1
FAMILY LAW ACT
CHILD SUPPORT GUIDELINES
REGULATIONS

Pursuant to section 61 of the *Family Law Act* R.S.P.E.I. 1988, Cap. F-2.1, Council made the following regulations:

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|---|--|
| <p>1. In these regulations</p> <p>(a) “Act” means the <i>Family Law Act</i> R.S.P.E.I. 1988, Cap. F-2.1;</p> <p>(b) “child” includes a child as defined in clause 1(1)(a) of the Act;</p> <p>(c) “Federal Guidelines” means the Federal Child Support Guidelines established by regulation pursuant to section 26.1 of the <i>Divorce Act</i> (Canada), as amended from time to time;</p> <p>(d) “order assignee” includes a person or agency described under subsection 33(3) of the Act;</p> <p>(e) revoked by EC208/06;</p> <p>(f) “spouse” includes a spouse as defined in clause 1(1)(g) of the Act and includes a “parent” as defined in clause 1(1)(e) of the Act as one who has demonstrated a settled intention to treat a child as a child of his or her family, except under an arrangement where the child is placed for valuable consideration in a foster home by a person having lawful custody.</p> <p>(g) revoked by EC208/06. (EC668/97; 208/06)</p> | <p>Definitions</p> <p>Act</p> <p>child</p> <p>Federal Guidelines</p> <p>order assignee</p> <p>Child Support Guidelines spouse</p> <p>table</p> |
| <p>2. The Federal Child Support Guidelines, subject to such modifications as are set out in these regulations, are adopted as the guidelines governing the making of orders for child support under the Act. (EC668/97; 208/06)</p> | <p>Adoption focused approach</p> |
| <p>3. The definitions of “child”, “order assignee”, and “spouse” found in section 2 of the Federal Guidelines are replaced by the definitions found in section 1 of these regulations. (EC668/97; 208/06)</p> | <p>Definitions, replaced</p> |
| <p>4. (1) In section 14 of the Federal Guidelines, the words “For the purposes of subsection 17(4) of the Act, any one of the following constitutes a change of circumstances” shall be read “For the purposes of section 37 of the <i>Family Law Act</i> R.S.P.E.I. 1988, Cap. F-2.1 any one of the following constitutes a change of circumstances.”</p> | <p>Words substituted</p> |

Idem

(2) Paragraph 14(c) of the Federal Guidelines shall be read as follows:
(c) in the case of an order made before May 1, 1997, the coming into force of these regulations. (EC668/97; 208/06)

Subsection 21(4.1)
deemed to be
included
Application of
section 26

5. Revoked by EC208/06. (EC668/97; 208/06)

6. Section 26 of the Federal Guidelines applies only where the Minister has designated a child support service for the purposes of that section. (EC668/97)

SCHEDULE I

Child Support Tables

1. The Federal Child Support Tables set out in Schedule I to the Federal Child Support Guidelines are adopted pursuant to subsection 61(4) of the Act and form part of these regulations with the modifications set out in subsection (2).

Adoption of Federal
Child Support
Tables

(EC668/97; 208/06)