



Newsletter 2022, No. 50

## Newsletter of the Global Network: "Child Support Worldwide"

**Dear network members and child support experts all over the world,**

First of all, we would like to send you our best wishes for the New Year. Health, happiness and success should be your companions in 2022!

This edition of the newsletter is also the 50th, a special number that makes us look back at the origins of CSW. Almost 10 years ago, more than 200 maintenance experts from all over the world met in Heidelberg (Germany) for the final conference of the EU-funded project "Recovery of Maintenance in the EU and Worldwide". At that time, the European Maintenance Regulation had only been in force for two years and only a few countries were parties to the 2007 Hague Maintenance Convention. In the meantime, more than 40 states have ratified the Convention. Many good practices have been developed and facilitate maintenance enforcement. However, the clash of different legal systems inevitably leads to application difficulties that can only be overcome through close exchange among the different agents. Furthermore, it should not be forgotten that many cross-border maintenance obligations have to be settled outside international legal instruments. Another important point is the central role of public institutions in helping to combat child poverty. The assertion of their claims should be a central concern in the coming years. In order to do so, the CSW network is committed to further promoting information and exchange among stakeholders in cross-border maintenance recovery. We would like to take this opportunity to thank you for your cooperation in the past and in the future.

### Post-BREXIT Recovery of EU-Maintenance orders in the UK

We thank you very much for your lively reactions to the contribution regarding the different interpretations of Art. 67 of the Brexit withdrawal agreement ([CSW-Newsletter n°49](#)). A more detailed article including a summary of the different opinions was published last month in the DIJUF law journal "DAS JUGENDAMT", for which an English translation can be requested at [childsupport@diju.de](mailto:childsupport@diju.de). Hopefully a uniform practice will be developed soon.

### European Platform for Access to Personal and Familial Rights (EPAPFR)

The information platform EPAPFR became operational at the beginning of 2021. In the meantime, the contents has grown and the partner's [comparative report](#) has been added. Under Chapter E you can find the



conclusions and recommendations regarding maintenance obligations.

### **New Advance Maintenance Act in Czech Republic** ([Zákon o náhradním výživném pro nezaopatřené dítě a o změně některých souvisejících zákonů \(zákon o náhradním výživném\)](#) [Tisk 898 ve Sbírce zákonů \(psp.cz\)](#))

From July 2021, children living in the Czech Republic are entitled to apply for the payment of advance child maintenance. The Czech Republic is the 20<sup>th</sup> State of the EU introducing such crucial financial support for maintenance creditors in case of non-payment by the debtor.

The key points of the new Advance Maintenance Act are:

- Residence of the child in the Czech Republic or custodial parent is an EU citizen residing in the Czech Republic.
- Existence of a maintenance order.
- Pendency of enforcement proceedings.
- Payment in the amount of the maintenance order, maximum 3000 CZK.
- Maintenance claims are transferred to the State by way of administrative decision and shall be recovered by the Labour Office.

### **Meeting of the HCCH Administrative Cooperation Working Group**

The Administrative Cooperation Working Group (ACWG) on the 2007 Child Support Convention met on 6 and 7 December 2021 via videoconference. This meeting of the ACWG discussed, in particular, the collection of statistics under the 2007 Child Support Convention. During the meeting, the ACWG completed the development of a “standard report” as well as of a “voluntary / optional report”. Work on these reports was initiated by the Permanent Bureau of the HCCH in April 2020, with the assistance of the ACWG in December 2020 and May 2021. To support this work, a sub-Working Group met in October-November 2021 to “focus on clearly defining data elements”. The reports developed by the ACWG will be distributed to Members for comments before the end of January 2022. Preliminary versions of Prel. Docs No [18A](#) and [18B](#) are available, in English only with a French translation pending, on the HCCH website on the specialised page for the 2022 Special Commission.

### **CSW-Newsletter – get involved!**

Thank you for your feedback on the latest contributions!

You are cordially invited to continue sharing information with us regarding:

- Your national child support law and public supporting instruments,
- Private international law related to child support,
- The practice of cross-border recovery of child support in your State,
- Any events related to cross border recovery of child support.



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