

Binding Child Support Agreement VS Limited Child Support Agreement



= Pros



= Cons

Binding Child Support Agreement		Limited Child Support Agreement	
✓	Can cover anything including school fees and other school costs, and medical and dental costs.	✓	Can cover anything including school fees and other school costs, and medical and dental costs.
	Instead of paying a weekly amount of child support you pay the children's school fees.		Instead of paying a weekly amount of child support you pay the children's school fees.
✗	Both parents needs to seek independent legal advice.	✓	No independent legal advice required.
✓	A child support assessment does not need to be in place.	✗	A child support assessment needs to be in place.
✓	Amount payable can be any agreed amount.	✗	Amount payable needs to be the same or more than the assessed amount.
✗	If you are the payer of child support, even if your income drops you still have to pay the same amount unless you have the Agreement set aside.	✓	If the care arrangements for the children or the income of the parents changes significantly and they were not contemplated, the Agreement can be set aside. If the CSA assessment changes by more than 15% either parent can apply to set aside this Agreement.
✗	Difficult to get out of.	✓	Easier to get out of.
	This Agreement can be terminated by entering into another formal Agreement, by applying to the Court or if care arrangements change so that the payee has less than 35% care.		This Agreement can be terminated by entering into another Agreement, by applying to the Court, if care arrangements change so that the payee has less than 35%, if the CSA assessment changes by more than 15% or after 3 years on one parent's election.