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SCOTTISH STATUTORY INSTRUMENTS

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**2009 No. 182**

**CHILDREN AND YOUNG PERSONS**

**The Adoptions with a Foreign  
Element (Scotland) Regulations 2009**

*Made* - - - - - *14th May 2009*  
*Laid before the Scottish*  
*Parliament* - - - *15th May 2009*  
*Coming into force* *28th September 2009*

**THE ADOPTIONS WITH A FOREIGN  
ELEMENT (SCOTLAND) REGULATIONS 2009**

PART 1  
GENERAL

1. Citation and commencement
2. Interpretation

PART 2  
BRINGING CHILDREN INTO, AND TAKING  
CHILDREN OUT OF, THE UNITED KINGDOM

CHAPTER 1

BRINGING CHILDREN INTO THE UNITED KINGDOM

3. Requirements applicable in respect of bringing, or causing another to bring, a child into the United Kingdom
4. Conditions applicable in respect of a child brought into the United Kingdom
5. Functions imposed on the local authority
6. Application of Chapter 2 of Part 1 of the Act

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## CHAPTER 2

### TAKING CHILDREN OUT OF THE UNITED KINGDOM

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9. Application of the Act in respect of orders under section 59

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### PROCEDURE IN SCOTLAND WHERE THE UNITED KINGDOM IS THE RECEIVING STATE

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11. Application: eligibility, and suitability, to adopt
12. Determination of eligibility to adopt
13. Provision of information
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15. Criminal record checks
16. Duties of adoption agency prior to decision on suitability
17. Functions of the adoption panel
18. Adoption agency decision, notification and request for review
19. Review without request
20. Procedure following decision that prospective adopters are suitable to adopt
21. Procedure following receipt of Article 16 Information
22. Procedure where proposed adoption not to proceed
23. Child's entry into the United Kingdom
24. Notifications to be given prior to child's entry into the United Kingdom
25. Child's entry into the United Kingdom where no Convention adoption made: applicable provisions
26. Duty of prospective adopters to notify local authority
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28. Duty of prospective adopters
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37. Annulment of Convention adoption order or Convention adoption

## CHAPTER 2

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## CHAPTER 3

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2. An offence specified in Schedule 1 to the Criminal Procedure...
3. The offences are— (a) an offence contrary to subsection (3)...

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5. An offence under section 52 (taking, distributing, showing or publishing...
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8. An offence of causing a person to engage in sexual...
9. An offence of rape of a child under 13 under...
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Explanatory Note