



# Adoption and Children Act 2002

## 2002 CHAPTER 38

### PART 1

#### ADOPTION

### CHAPTER 7

#### MISCELLANEOUS

#### *Restrictions*

#### **95 Prohibition of certain payments**

- (1) This section applies to any payment (other than an excepted payment) which is made for or in consideration of—
- (a) the adoption of a child,
  - (b) giving any consent required in connection with the adoption of a child,
  - (c) removing from the United Kingdom a child who is a Commonwealth citizen, or is habitually resident in the United Kingdom, to a place outside the British Islands for the purpose of adoption,
  - (d) a person (who is neither an adoption agency nor acting in pursuance of an order of the High Court) taking any step mentioned in section 92(2),
  - (e) preparing, causing to be prepared or submitting a report the preparation of which contravenes section 94(1).
- (2) In this section and section 96, removing a child from the United Kingdom has the same meaning as in section 85.
- (3) Any person who—
- (a) makes any payment to which this section applies,
  - (b) agrees or offers to make any such payment, or
  - (c) receives or agrees to receive or attempts to obtain any such payment,

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*Status: Point in time view as at 30/12/2005. This version of this provision has been superseded.*

*Changes to legislation: Adoption and Children Act 2002, Section 95 is up to date with all changes known to be in force on or before 23 September 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

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is guilty of an offence.

- (4) A person guilty of an offence under this section is liable on summary conviction to imprisonment for a term not exceeding six months, or a fine not exceeding £10,000, or both.

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**Commencement Information**

- II** [S. 95](#) in force at 30.12.2005 by [S.I. 2005/2213](#), [art. 2\(g\)](#) (with savings and transitional provisions in [S.I. 2005/2897](#), arts. 3-16)

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