

Adoption of Children Act (Northern Ireland), 1950**County Court Rules (Northern Ireland), 1954**

1954. No. 23

We, the undersigned members of the County Court Rules Committee, appointed by the Lord Chief Justice of Northern Ireland under sub-section (3) of section two of the County Courts (Salaries and Rules) Act (Northern Ireland), 1947, by virtue of the powers vested in us in this behalf, do hereby make the Rules hereinafter set forth as Rules to be in force in proceedings in the County Courts under the Adoption of Children Act (Northern Ireland), 1950, and do hereby certify the same under our hands and submit them to the Lord Chief Justice of Northern Ireland accordingly.

(Signed) Bernard J. Fox.
Isaac Copeland.
Samuel Cumming.
Charles Stewart.
Geo. H. Pollock.

The scale of Court Fees in the Second Schedule has been fixed with the consent of the Ministry of Finance for Northern Ireland.

IN WITNESS whereof the Official Seal of the Ministry has been affixed hereto this 12th day of February, 1954, in the presence of

(L.S.)

(Signed) D. C. B. Holden,

Assistant Secretary.

I approve of these Rules which shall come into force on the 1st day of May, 1954.

Dated the 23rd day of February, 1954.

(Signed) MacDermott,

Lord Chief Justice of Northern Ireland.

**ADOPTION OF CHILDREN ACT (NORTHERN IRELAND), 1950.
COUNTY COURT RULES DATED 23RD DAY OF FEBRUARY, 1954.**

1. These rules may be cited as the Adoption of Children (Northern Ireland) County Court Rules, 1954, and the Adoption of Children (Northern Ireland) County Court Rules, 1950, shall be revoked as from the coming into force of these rules. The expression "the Act" shall mean the Adoption of Children Act (Northern Ireland), 1950.

2. An application for an interim order shall be made by petition to the court, and shall be intitled in the matter of the Act, and in the matter of the County Officers and Courts (Ireland) Act, 1877, and in the matter of the infant. The proposed adopter shall be the petitioner, and the welfare authority within whose area the petitioner resides, and such other persons or person as the court may direct, shall be made respondents.

The petition may be in form No. 1 in the First Schedule hereto, and shall state whether or not the petitioner desires that his identity shall be kept confidential.

3. Every such petition shall be listed for hearing at an Equity Sessions of the court, and shall be delivered to the Clerk of the Crown and Peace at his office at least one month before the date of hearing of such petition, and shall be filed by him in his office.

4.—(1) The petitioner shall cause a copy of the petition to be served upon the welfare authority within whose area he resides and, unless he desires that his identity shall be kept confidential, upon (a) the parents or guardian (if known) of the infant; (b) the person having the actual custody of the infant (if different from (a) and not the petitioner); (c) any person liable to contribute to the support of the infant; and (d) any other person whom the court may direct.

(2) If the petitioner desires that his identity shall be kept confidential he shall, in lieu of a copy of the petition, cause to be served upon the persons mentioned in (a), (b) and (c) of the preceding sub-rule a copy of a notice of the petition, and such notice may be in the form No. 2 in the First Schedule hereto. If such petitioner has no solicitor acting for him, the notice of the petition shall be signed by the Clerk of the Crown and Peace.

(3) Such copy of the petition, or of the notice of petition, as the case may be, shall be served not later than one month before the date of hearing of the petition, and if the parties do not attend, either in person or by their solicitors, such order may be made and proceedings taken as the court may consider just. The court may, in its discretion, dispense with service upon any of the parties, except the welfare authority, and may, in its discretion, order a copy of the petition to be served upon any other person, but in directing such service it shall have regard to paragraph 14 of the petition.

5. Service of the petition, or of the notice of petition, as the case may be, under the last preceding rule shall be effected by a civil bill officer of the court, and such service shall be either personal or by posting a copy of the petition, or of the notice thereof, by registered post addressed to the person to be served at his last known place of residence.

6. Every consent required under sub-section (3) of section two or under paragraph (a) of sub-section (3) of section twenty-three of the Act shall be in writing, and may be in the form No. 3 in the First Schedule hereto. If the consenting party is the mother of the infant and she is resident in Northern Ireland, the document shall not be admissible as evidence unless her signature is attested by a justice of the peace, and every consent, including that of the mother, if executed outside Northern Ireland shall be attested by a justice of the peace or by any person for the time being authorised by law in that place to administer an oath for any judicial or other legal purpose, or verified in such other manner as the court may direct.

7. The petition shall be verified by affidavit, which shall exhibit all certificates and documents proper for proving the statements in the petition.

8. Upon being served with a copy of a petition, the welfare authority shall investigate as fully as possible all the circumstances of the infant and of the petitioner, and, in particular, shall include in its investigations the following questions:—

- (a) whether the statements in the petition are true;
- (b) whether any person or body whatsoever has given or agreed to give or, whether directly or indirectly, has received or agreed to receive any payment or reward whatsoever in consideration of or in connection with the adoption of the infant;
- (c) whether the means and status of the petitioner are such as to enable him to maintain and bring up the infant suitably, and what right to or interest in property the infant has;
- (d) what assurance, if any, has been effected on the life of the infant;
- (e) whether it is desirable for the welfare of the infant that the court in making the interim order, should impose any terms or conditions in the interests of the infant.

9. When the investigations referred to in the preceding rule have been completed, the welfare authority shall lodge with the Clerk of the Crown and Peace a report on the result of such investigations. Such report shall be lodged not later than ten days before the date of hearing of the petition.

10. If notice of objection to the making of an interim order shall be received by the Clerk of the Crown and Peace, he shall forthwith notify the Judge, the petitioner or his solicitor, and the welfare authority of such objections, and the Judge shall direct what steps are then to be taken. The Judge may direct that the objector shall appear before him in his Chambers on a date fixed by him, and shall also direct what other persons, if any, are to attend.

Upon hearing the objection, the Judge may make such order on foot thereof as he may deem just.

11. Evidence may be given orally or by affidavit, and all applications and proceedings to be heard by the court and to which these rules relate shall be heard by it in Chambers.

12. The court may refuse to make an interim order or an adoption order, or to grant an application for a licence, unless all parties, including the infant, attend before it, but it shall have power in its discretion to dispense with the attendance of any

party, including the infant, and it may direct that any of the parties shall attend separately and apart from the others, or that any party, including the infant, shall be interviewed privately.

Unless the court is satisfied that the petitioner does not desire that his identity be kept confidential, the proceedings shall be conducted with a view to securing that he is not seen by or made known to any person (other than the spouse of the petitioner) whose consent to the order is required.

If an interim order is granted, the court may impose such terms and conditions as it may think fit in the interests of the infant, and such interim order may be in the form No. 4 in the First Schedule hereto.

13. If, owing to special circumstances, any application appears to the court to be proper to be dealt with by the Supreme Court, it may, on that ground expressly, refuse to make an order.

14.—(1) If, owing to special circumstances, an application made under section twenty-three of the Act appears to be proper to be dealt with by the Lord Chief Justice, the court may thereupon direct that such application be transferred accordingly.

(2) Upon such direction being given, the Clerk of the Crown and Peace shall transmit the notice of application and all other documents in his possession relating thereto to the Lord Chief Justice, and the application shall thereafter be dealt with in accordance with the rules of the Supreme Court.

15. If it shall appear that the petitioner has made any previous application in respect of the same infant, whether for an interim order or for an adoption order, which has been refused, (or for the discharge of an interim order which has been granted) the court shall not make an interim order or an adoption order unless it shall be satisfied that there has been a substantial change in the circumstances.

16.—(1) Where an interim order has been granted in respect of any infant, the petitioner shall, before the expiration of the period specified in the order, or within such extended period as the court may, in special circumstances, allow, lodge with the Clerk of the Crown and Peace a notice of application for an adoption order in respect of the infant or for the discharge of the interim order, as the case may be.

(2) The petitioner shall serve a copy of such notice upon the welfare authority in whose area he is for the time being resident, and such copy shall be served not later than one month before the date of hearing of the application.

(3) The notice may be in the form No. 7 or form No. 5 in the First Schedule hereto, as the circumstances may require, and shall be lodged with the Clerk of the Crown and Peace not later than 10 days before the date upon which the application is to be heard.

17. Upon the hearing of the application referred to in the preceding rule, the court may deal with such application in accordance with the terms thereof or in any other manner which to it may appear just.

18. The Clerk of the Crown and Peace shall be the prescribed officer for the purpose of sub-section (8) of section four and sub-section (8) of section fourteen of the Act, and upon the making or amendment of an adoption order the Clerk of the Crown and Peace shall forward a sealed copy thereof to the Registrar-General for Northern Ireland in a registered postal envelope marked "Confidential". Such adoption order may be in the form No. 8 in the First Schedule hereto.

19. If an application for the discharge of an interim order is granted, such discharge may be in the form No. 6 in the First Schedule hereto.

20.—(1) An application under sub-section (3) of section twenty-three of the Act shall be heard at an Equity Sessions of the court.

(2) A notice of any such application may be in the form No. 9 in the First Schedule hereto, and a copy of such notice shall be sent by registered post to the welfare authority and to every person or body who is a parent or guardian of the infant in question, or who has the actual custody of the infant, or who is liable to contribute to the support of the infant. Such copy shall be posted not later than one month before the date of hearing of the application and a copy shall also, not later than one month before such date, be lodged with the Clerk of the Crown and Peace together with any necessary consent, which may be in the form No. 3 in the First Schedule hereto.

(3) Upon receipt of such copy, the Clerk of the Crown and Peace shall cause a note of the application to be entered in a separate book kept by him, which shall be known as "The Adoption of Children (Licences) Book", and such book may be in the form No. 10 in the First Schedule hereto.

(4) Upon being served with notice of such application, the welfare authority shall investigate as fully as possible all the circumstances of the infant, and, in particular, whether such transfer is likely to be for the welfare of the infant. When such investigations have been completed, the welfare authority shall lodge with the Clerk of the Crown and Peace a report on the result of such investigations, and such report shall be lodged not later than ten days before the date of hearing of the application.

(5) The order made on any such application as aforesaid may be in the form No. 11 in the First Schedule hereto.

21.—(1) An application by a guardian *ad litem* under sub-section (5) of section four of the Act may be in the form No. 12 in the First Schedule hereto, and shall be lodged with the Clerk of the Crown and Peace not later than three days before the date of hearing of the application.

(2) Such application may be made *ex-parte*, and the court may, in its discretion, refuse the application, or grant the application on such terms, if any, as it may consider just, or may, before making any determination, require notice to be given to such parties and in such forms as it may deem necessary, and may, for that purpose, adjourn the application to a day fixed by it. If the parties to whom such notice is given do not attend on the day fixed, the court may deal with the application in whatever manner it may consider just, their absence notwithstanding.

(3) The order made on such application may be in the form No. 14 in the First Schedule hereto.

22.—(1) An application by a welfare authority under sub-section (7) of section four of the Act may be in the form No. 13 in the First Schedule hereto. Such application shall be lodged with the Clerk of the Crown and Peace not later than three days before the date of hearing of the application and paragraph (2) of the preceding rule shall apply thereto.

(2) The order made on such application may be in the form No. 14 in the First Schedule hereto.

(3) An application by a proposed adopter for the discharge of an interim order under paragraph (b) of sub-section (7) of section four of the Act may be in the form No. 5 in the First Schedule hereto, and an order made on such application may be in the form No. 6 in the First Schedule hereto. Notice of such application shall be served upon the welfare authority and any other person upon whom the court may direct service, not later than three days before the date of hearing of the application.

GENERAL

23. The Clerk of the Crown and Peace shall keep in a place of special security all petitions, consents and other documents relating to any application or order made under the Act, and such documents shall be confidential and shall be kept secret by the Clerk of the Crown and Peace.

24. No copy or duplicate of any order shall be given to or served upon any person other than the petitioner and the Registrar-General for Northern Ireland unless the court shall otherwise direct.

25. The welfare authority, and any officer or agent of that body, shall regard all information obtained in the course of the investigation or otherwise in relation to the matter as confidential, and shall not divulge any part of it to any person save as may be necessary for the proper execution of its or his duty.

26. There shall be payable in respect of every application under the Act the court fees specified in the Second Schedule hereto.

27. The court may make such order as to costs, court fees and witnesses' expenses as it shall think fit, and may measure such costs and expenses, and in particular may direct that all such costs and expenses shall be borne by the petitioner,

28. The forms in the First Schedule hereto may be used on applications under the Act, with such variations as may be necessary.

29. In any case where a petition has been lodged before the coming into force of these rules, and no order has been made thereon at the time of such coming into force, any subsequent proceedings thereon shall, so far as practicable, be in accordance with these rules and with any special or general directions of the court.

30. Any application under the Act made to the Supreme Court and transferred therefrom to the County Court under paragraph (c) of sub-section (1) of section thirty-one of the Act shall be entered, heard and determined as if it had been made to the County Court.

31. The court shall have power, in special circumstances, to enlarge or abridge the time appointed by these rules (not being a time specified in the Act) for doing any act or taking any proceeding, upon such terms as it shall think fit, and any such enlargement may be ordered although the application for the same is not made until after the expiration of the time appointed or allowed.

32. Service of any document required by these rules shall be proved by affidavit, and such affidavit shall be lodged not later than five days before the date of hearing.

FIRST SCHEDULE

FORM No. 1

PETITION

In the County Court for the County of

In the Matter of the Adoption of Children Act (Northern Ireland), 1950

And in the Matter of the County Officers and Courts (Ireland) Act, 1877

And in the Matter of **A.B.**, an infant.

To the (Recorder of _____) (County Court Judge for the said County)

THE PETITION of **C.D.** of _____ in the County of _____ (and **E.F.** his wife, of the same address) sheweth:

1. Your Petitioner(s) is (are) desirous of adopting the said **A.B.** under the provisions of the Adoption of Children Act (Northern Ireland), 1950.

2. Your Petitioner(s) is (are) resident and domiciled in Northern Ireland, namely, at _____ aforesaid.

3. Your Petitioner **C.D.** is unmarried (was married to your Petitioner **E.F.** at _____ on the _____ day of _____).

4. Your Petitioner **C.D.** is by occupation a _____

5. Your Petitioner **C.D.** is _____ years of age (and your Petitioner **E.F.** is _____ years of age).

6. Your Petitioner(s) has (have) resident with him (them) the following persons, namely,

7. (Your Petitioner(s) **C.D. (E.F.)** is (are) related to the said **A.B.** as follows:— _____) or (Your Petitioner(s) is not (are not nor is either of them) related to the said **A.B.**).

8. The said **A.B.** is
 (a) of the _____ sex;
 (b) unmarried;
 (c) (a child) (an adopted child) of _____ and _____ both of _____ in the County of _____;
 (d) _____ years of age, having been born on the _____ day of _____ at _____ in the County of _____;
 (e) resident at _____;
 (f) now in the actual custody of _____ of _____ in the County of _____;
 (g) under the guardianship of _____ of _____ in the County of _____;
 (h) entitled to the following property namely:—
 (i) the religious denomination of the said infant is _____

9. _____ of _____ in the County of _____ (and _____ of _____) is (are) liable to contribute to the support of the said **A.B.**,

10. (I have not) (Neither of us has) made a previous application for an interim order or for an adoption order in respect of the said infant or any other infant to any court or Judge (except an application made to the Court at _____ on the day of _____ 19____, which was dealt with as follows:—)

11. Your Petitioner(s) undertakes (undertake) if an interim order is made on this Petition, to make for the said **A.B.** the following provision, namely:—

Your Petitioner(s) will, if required, secure the above provision by bond or otherwise as the Court may require.

12. Consents to this Petition have been obtained from the following persons, namely:—

- (a) (Parents).
- (b) (Guardian).
- (c) (Actual custodian of infant).
- (d) (Person or persons liable to contribute to support of infant).
- (e) (Spouse of Petitioner).

13. Your Petitioner(s) has not (have not nor has either of them) received or agreed to receive and no person has made or given or agreed to make or give to the Petitioner(s) (or either of them) any payment or reward in consideration of the adoption of the said **A.B.** (except as follows:—)

14. ((I) (We) desire that (my) (our) identity should be kept confidential) or ((I) (we) do not desire that (my) (our) identity should be kept confidential).

15. If an adoption order is made in (my) (our) favour (I) (we) desire that the infant shall thereafter be known by the name of _____

16. It is proposed that the costs of this Petition shall be provided for as follows, namely:—

Your Petitioner(s) prays (pray)—

- (1) that an interim order for the adoption of the said **A.B.** by your Petitioner(s) may be made in pursuance of the Adoption of Children Act (Northern Ireland), 1950, with all the necessary directions;
- (2) that the costs of this Petition may be provided for as above-mentioned or otherwise as the Court may direct;
- (3) such further or other order as the nature of the case may require.

Signature of Petitioner(s).

AFFIDAVIT VERIFYING PETITION

(I) (We) **C.D.** of _____ in the County of _____
 [description] (and **E.F.** of same address
 [description] aged (respectively) _____ years and upwards,
 make oath and say as follows:—

1. I (We) have read the foregoing Petition and the facts therein stated are true to the best of my (our) knowledge and belief.

2. I (We) beg to refer to [detail exhibits] upon which I (we) have (respectively) endorsed my (our) name(s) at the time of swearing hereof.

Sworn, etc.

TAKE NOTICE that the within Petition will be heard at the Equity Sessions to be held at _____ on the _____ day of _____ at _____ o'clock in the _____ noon.

Clerk of the Crown and Peace.

COUNTY COURT

FORM No. 2

NOTICE OF HEARING OF PETITION FOR AN INTERIM ORDER

 No. _____ /19

In the County Court for the County of _____

In the Matter of the Adoption of Children Act (Northern Ireland), 1950

And in the Matter of the County Officers and Courts (Ireland) Act, 1877

And in the Matter of **A.B.**, an infant.

 By the (Recorder of _____) (County Court Judge for the said County)

TAKE NOTICE that a petition for an interim order in respect of the above infant is to be heard by the above Court.

AND FURTHER TAKE NOTICE that if you wish to object to such order being made, you must give notice in writing (quoting the name of the infant and the above number) to the Clerk of the Crown and Peace, County Courthouse, _____, not less than ten days before the _____ day of _____ 19____. [*Here insert the date of the Equity Sessions at which the petition is to be heard.*]

AND FURTHER TAKE NOTICE that if you do not signify your objection as aforesaid, the Court may make such order on foot of the petition as to it may seem just.

Dated this _____ day of _____ 19____.

Solicitor for the Applicant. [*Or Clerk of the Crown and Peace; see Rule 4(2).*]

To:—

1. The parents of the infant;
- [2. The guardian of the infant;]
- [3. The person having the actual custody of the infant;]
- [4. The person liable to contribute to the maintenance of the infant;]
- [5. Any other person upon whom the court may direct service.]

Adoption of Children

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FORM No. 3

CONSENT

In the County Court for the County of

In the Matter of the Adoption of Children Act (Northern Ireland), 1950

And in the Matter of the County Officers and Courts (Ireland) Act, 1877

And in the Matter of A.B., an infant.

I, _____ of _____ in
the County of _____ being—

- (a) the (father) (mother) of the said infant;
- (b) the guardian of the said infant;
- (c) the person having the actual custody of the said infant;
- (d) the person liable to contribute to the support of the said infant; or
- (e) the spouse of _____ of _____ in
the County of _____, the petitioner in this matter;

hereby state that I understand the nature and effect of the (interim order) (licence) for which application is made, and that in particular I understand that the effect of an adoption order when made will be permanently to deprive me of my parental rights.

I hereby consent to (the making of an adoption order) (the granting of a licence), in respect of the said infant (in favour of _____).

[The particulars in the last bracket should be furnished only where the consent is given in favour of a specified person or persons.]

The date of birth of the said infant was the _____ day of _____ 19____.

In witness whereof I have signed this consent on the _____ day of _____ 19____, at _____ in the County of _____

(Signature)

Signed in my presence by the said _____ who satisfied me that (he) (she) fully understood the nature of the foregoing statements.

(Signature of Witness)

(Address)

(Description)

[For attestation requirements, see Rule 6.]

COUNTY COURT

FORM No. 4

INTERIM ORDER

In the County Court for the County of
 In the Matter of the Adoption of Children Act (Northern Ireland), 1950
 And in the Matter of the County Officers and Courts (Ireland) Act, 1877
 And in the Matter of **A.B.**, an infant.

By the (Recorder of _____) (County Court Judge for the said County)

UPON reading the Petition of **C.D.** [*description*] (and of **E.F.** his wife, both) of [address], and upon reading the (joint) affidavit of the said Petitioner(s) and the exhibits thereto, viz:— [*detail exhibits*]

AND UPON HEARING _____ for the Petitioner(s)
 and the evidence of [*state names of witnesses*]

AND IT APPEARING that a copy of the said Petition was duly served upon the welfare authority for the area of _____
 on the _____ day of _____ 19 _____

And the court being satisfied that the statements in the said Petition are true and being also satisfied with the undertaking of the said **C.D.** (and **E.F.**) as to the provision to be made for the above-named infant (and with the securing thereof), and being further satisfied that it is for the benefit of the said infant that (he) (she) should for the present be in the custody of the said **C.D.** (and **E.F.**) and that all the requirements of the Adoption of Children Act (Northern Ireland), 1950, have been complied with.

IT IS ORDERED that the custody of the said infant be given to the said **C.D.** (and **E.F.**) for the period of _____ from the date hereof by way of probationary period (subject to the following terms and conditions, that is to say:— _____).

AND IT IS FURTHER ORDERED that (the welfare authority for the area of _____) (**G.H.**, an officer of the welfare authority for the area of _____), be, and (the same) (he) is hereby appointed to be the guardian *ad litem* of the said infant, and shall be at liberty at all reasonable times to visit and interview the infant alone and to make all necessary inquiries as to the comfort and wellbeing of the infant.

AND IT IS FURTHER ORDERED that the costs of this Petition and Order be borne by _____

AND IT IS FURTHER ORDERED that any of the parties, including the guardian *ad litem* of the infant, shall be at liberty to apply as they may be advised.

Dated the _____ day of _____ 19 _____

Clerk of the Crown and Peace.

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Form No. 5

APPLICATION FOR DISCHARGE OF INTERIM ORDER

In the Matter of the Adoption of Children Act (Northern Ireland), 1950
In the County Court for the County of
And in the Matter of the County Officers and Courts (Ireland) Act, 1877
And in the Matter of **A.B.**, an infant.

By the (Recorder of _____) (County Court Judge for the said County)

WHEREAS by an interim order, of the above Court made on the
day of _____ 19____, the custody of the said infant was
granted to **G.D.** (and **E.F.** both) of _____
[address] for the period of _____ from
the date thereof by way of probationary period.

AND WHEREAS the said probationary period expired (will expire) on the
day of _____ 19____

AND WHEREAS the said **G.D.** (and **E.F.**) is (are) (unable) (unwilling) to
retain the custody of the said infant.

TAKE NOTICE that it is the intention of the said **G.D.** (and **E.F.**) to apply
to the above Court on the _____ day of _____ 19____, for
the discharge of the said interim order on the grounds that [state reasons
for application in full]

Dated the _____ day of _____ 19____

Applicant.

Solicitor for Applicant.

To:—

- 1. The welfare authority for the area of _____;
- [2. Any other person upon whom the Court may direct service.]

COUNTY COURT

FORM No. 6

DISCHARGE OF INTERIM ORDER

In the County Court for the County of
In the Matter of the Adoption of Children Act (Northern Ireland), 1950
And in the Matter of the County Officers and Courts (Ireland) Act, 1877
And in the Matter of **A.B.**, an infant.

By the (Recorder of _____) (County Court Judge for the said County)

UPON READING the application of **C.D.** [*description*] of _____ (and **E.F.** of same
[*full address*] in the County of _____ address)

AND UPON HEARING _____ for the Applicant and the
evidence of [*state names and description of all witnesses examined orally*].

AND IT APPEARING that notice of the said application was duly served upon
the welfare authority for the area of _____
on the _____ day of _____ 19 _____

AND IT ALSO APPEARING that by an interim order of the Court, made on
the _____ day of _____ 19 _____, the custody of the said
infant was granted to the said **C.D.** (and **E.F.**) for the period of _____
from the date thereof by way of
probationary period.

AND IT FURTHER APPEARING that the said **C.D.** (and **E.F.**) is (are) (unable)
(unwilling) to retain the custody of the said infant.

AND the court being satisfied with the reasons advanced by (on behalf of)
the said **C.D.** (and **E.F.**).

IT IS ORDERED that the said interim order be, and the same is hereby
discharged, and shall be of no force or effect as from the date hereof.

AND IT APPEARING that it is in the interests of the infant to remove (him)
(her) (forthwith) to a place of safety.

IT IS FURTHER ORDERED that the said infant be (forthwith) removed from
the custody of _____ and received into the
care of the welfare authority (until other arrangements can be made with
respect to (him) (her)) (until (he) (she) can be restored to (his) (her)
parents or guardian).

AND IT IS FURTHER ORDERED that as regards costs

Dated this _____ day of _____ 19 _____

Clerk of the Crown and Peace.

Adoption of Children

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FORM No. 7

APPLICATION FOR ADOPTION ORDER

In the County Court for the County of
In the Matter of the Adoption of Children Act (Northern Ireland), 1950
And in the Matter of the County Officers and Courts (Ireland) Act, 1877
And in the Matter of **A.B.**, an infant.

By the (Recorder of _____) (County Court Judge for the said County)

WHEREAS by an interim order of the above Court made on the
day of _____ 19____, the custody of the said infant was granted
to **C.D.** (and **E.F.** both) of [address] for the period of
from the date thereof by way of probationary period.

AND WHEREAS the said probationary period expired (will expire) on the
day of _____ 19____

AND WHEREAS the said **C.D.** (and **E.F.**) is (are) still desirous of adopting
the said infant.

TAKE NOTICE that it is the intention of the said **C.D.** (and **E.F.**) to apply
to the above Court on the _____ day of _____ 19____,
for an order authorising the said **C.D.** (and **E.F.**) to adopt the said infant,
and that the said infant shall thereafter be known by the name of

Dated the _____ day of _____ 19____

Applicant.

Solicitor for the Applicant.

To:— The welfare authority for the area of _____

ADOPTION ORDER

In the County Court for the County of
In the Matter of the Adoption of Children Act (Northern Ireland), 1950
And in the Matter of the County Officers and Courts (Ireland) Act, 1877
And in the Matter of **A.B.**, an infant.

By the (Recorder of _____) (County Court Judge for the said County)

UPON READING the application of **C.D.** [*description*] of _____ (and **E.F.** of same
[*full address*] in the County of _____ address)

AND UPON HEARING _____ for the Applicant and
the evidence of [*state names and description of all witnesses examined orally*].

AND IT APPEARING that notice of the said application was duly served
upon the welfare authority for the area of _____
on the _____ day of _____ 19 _____

AND IT ALSO APPEARING that by an interim order of the Court, made on
the _____ day of _____ 19 _____, the custody of the said
infant was granted to the said **C.D.** (and **E.F.**) for the period of _____
from the date thereof by way of
probationary period.

AND the court being satisfied with the undertaking of the said **C.D.**
(and **E.F.**) as to the provision to be made for the above-named infant
(and with the securing thereof), and being further satisfied that it is for
the welfare of the infant that (he) (she) should be adopted by the said
C.D. (and **E.F.**) and that all the requirements of the Adoption of Children
Act (Northern Ireland), 1950, have been complied with.

IT IS ORDERED that the said **C.D.** (and **E.F.**) be authorised to adopt the
said infant, who shall be known by the name of _____

(AND the following payment or reward is sanctioned, viz:— _____)

(AND IT IS FURTHER ORDERED that the costs of these proceedings be borne
by _____)

AND it having been proved to the satisfaction of the court that the
infant is identical with _____ to whom
the entry numbered _____ and made on the _____ day of _____
in the Register of Births of the District of _____
in the (Union of _____)
(Superintendent Registrar's District of _____)
in the County of _____ relates.

AND the (probable) date of birth of the infant appearing to be the
day of _____ 19 _____

(AND the infant having previously been the subject of an adoption order dated the _____ day of _____ 19____, of which particulars are entered in the Adopted Children Register).

IT IS DIRECTED that the Registrar-General shall make in the Adopted Children Register an entry recording the adoption in the form set out in the Schedule to the Act, and the particulars to be entered under the headings in columns 2 to 6 of that Schedule shall be those specified in the Schedule to this Order.

(AND IT IS FURTHER DIRECTED that the Registrar-General shall cause the said entry in the Register of Births to be marked with the word "Adopted").

(AND IT IS FURTHER DIRECTED that the Registrar-General shall cause the previous entry in the Adopted Children Register relating to the infant to be marked with the word "Re-adopted").

Dated the _____ day of _____ 19____

Clerk of the Crown and Peace.

SCHEDULE

2 Date of birth of child, and if birth-place is not Northern Ireland country of birth.	3 Name and surname of child.	4 Sex of child.	5 Name and Surname, address and occupation of adopter or adopters.	6 Date of adoption order and description of Court by which made.

APPLICATION FOR A LICENCE UNDER SECTION TWENTY-THREE

In the County Court for the County of

In the Matter of the Adoption of Children Act (Northern Ireland), 1950

And in the Matter of the County Officers and Courts (Ireland) Act, 1877

And in the Matter of **A.B.**, an infant.

By the (Recorder of _____) (County Court Judge for the said County)

WHEREAS the above-named infant was born at _____ in the County of _____ on the _____ day of _____ 19____, and is at present residing at _____ in the County of _____ in the care and possession of _____

AND WHEREAS arrangements have been made for the adoption of the said infant by **C.D.** (and **E.F.**) of _____ [state full address abroad of the proposed adopter(s), and, if temporarily in Northern Ireland, full address in Northern Ireland].

AND WHEREAS the said **C.D.** (and **E.F.**) is (are) British subjects resident abroad as aforesaid.

AND WHEREAS the grounds for the proposed adoption as aforesaid are as follows:—

AND WHEREAS in pursuance of and in order to effectuate the said adoption arrangements it is desired that the care and possession of the said infant be transferred to the said **C.D.** (and **E.F.**).

AND WHEREAS consent(s) to this application (has) (have) been obtained from:—

TAKE NOTICE that I, **G.H.** of _____ in the County of _____ [give full description of applicant, and state what official position, if any, is held by him or what relationship, if any, he bears to the infant] intend to apply to the above Court on the _____ day of _____ 19____, for a licence under sub-section (3) of section twenty-three of the Adoption of Children Act (Northern Ireland), 1950, authorising me to transfer the care and possession of the said infant to the said **C.D.** (and **E.F.**) as aforesaid.

AND FURTHER TAKE NOTICE that if you do not appear, either personally or by your solicitor, on the hearing of this application, you will be deemed to have consented to the granting of such licence as aforesaid, and the Court will make such order on foot of this application as to it may seem just, your absence notwithstanding.

Dated the _____ day of _____ 19____

Applicant.

Solicitor for Applicant.

To:—

1. The welfare authority.
2. The parent(s) or guardian(s) of the infant.
3. The person having the custody of the infant.
4. Any person liable to contribute to the support of the infant.

FORM No. 10
LICENCE BOOK

day of

19

No.	Solicitor	Date notice received	Name and address of applicant	Names and addresses of persons served	Name and address of infant	Name of person in charge of infant	Name and address of person(s) to whom transfer is to be made	Name of witnesses or description of documents put in evidence	ORDER OF COURT

LICENCE

In the County Court for the County of
 In the Matter of the Adoption of Children Act (Northern Ireland), 1950
 And in the Matter of the County Officers and Courts (Ireland) Act, 1877
 And in the Matter of **A.B.**, an infant.

By the (Recorder of _____) (County Court Judge for the said County)

WHEREAS arrangements have been made for the adoption of the above-named infant by **C.D.** (and **E.F.**)

AND WHEREAS the said **C.D.** (and **E.F.**) is a (are) British subject(s) resident at _____ [state full address abroad] (and now temporarily resident at _____ [state address here])

AND WHEREAS **G.H.** of _____ in the County of _____ [give full description of applicant] has applied to this Court for a Licence, under sub-section (3) of section twenty-three of the Adoption of Children Act (Northern Ireland), 1950, authorising him to transfer the care and possession of the said infant to the said **C.D.** (and **E.F.**)

AND UPON HEARING _____ for the applicant, (and the evidence of _____)

AND UPON READING the report of _____ [detail any report submitted to the Court, and the name and official position of the person making it]

AND IT APPEARING to the Court that the said **C.D.** (and **E.F.**) is a (are) suitable person(s) to be entrusted with the care and possession of the said infant, and that the transfer of such care and possession is likely to be for the welfare of the infant

IT IS ORDERED that the said **G.H.** be, and he is hereby, authorised to transfer the care and possession of the said infant to the said **C.D.** (and **E.F.**) (subject to the following conditions, viz:— _____).

(And the following payment in consideration of such transfer as aforesaid is hereby authorised, viz:— _____).

Dated this _____ day of _____ 19 _____

Clerk of the Crown and Peace.

Adoption of Children

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FORM No. 12

APPLICATION BY GUARDIAN *AD LITEM* UNDER SUB-SECTION (5) OF SECTION FOUR OF THE ACT

In the County Court for the County of
In the Matter of the Adoption of Children Act (Northern Ireland), 1950
And in the Matter of the County Officers and Courts (Ireland) Act, 1877
And in the Matter of **A.B.**, an infant.

By the (Recorder of _____) (County Court Judge for the said County)

WHEREAS by an interim order of the above Court made on the _____ day of _____ 19____, the custody of the said infant was granted to **C.D.** (and **E.F.**) of _____ for the period of _____ from the date thereof by way of probationary period.

(AND WHEREAS the said child is (about to be received) (being kept) (in premises which are (overcrowded) (insanitary) (dangerous)) (in an environment which is detrimental to (him) (her) viz: at _____ in the County of _____); or

(AND WHEREAS the said child is in the care and possession of _____ of _____ in the County of _____, who (by reason of (negligence) (ignorance) (inebriety) (immorality) (criminal conduct) (mental or bodily disease or infirmity) (or other incapacity) is unfit to have care of the infant) (refuses admission to a child protection visitor acting in the supervision of the infant under section four of the Adoption of Children Act (Northern Ireland), 1950.)

TAKE NOTICE that an application to the above Court will be made by the guardian *ad litem* of the said infant on the _____ day of _____ 19____, for an Order directing the removal of the said infant to _____ in the County of _____ there to remain in the care and possession of the welfare authority for the area of _____ (until such time as other arrangements can be made with respect to (him) (her)) (until such time as (he) (she) can be restored to (his) (her) parent(s) or guardian).

Dated this _____ day of _____ 19____

(SEAL of the welfare authority for the area of _____) or

(Signed _____
An officer of the welfare authority for the area of _____)

To:— The Clerk of the Crown and Peace.

APPLICATION BY WELFARE AUTHORITY UNDER SUB-SECTION (7)
OF SECTION FOUR OF THE ACT

In the County Court for the County of
In the Matter of the Adoption of Children Act (Northern Ireland), 1950
And in the Matter of the County Officers and Courts (Ireland) Act, 1877
And in the Matter of **A.B.**, an infant.

By the (Recorder of _____) (County Court Judge for the said County)

WHEREAS by an interim order of the above Court made on the
day of _____ 19____, the custody of the said infant was
granted to **C.D.** (and **E.F.** both) of _____ for the
period of _____ from the date thereof by way of
probationary period.

(AND WHEREAS the said **C.D.** (or **E.F.**) has died since the making of the
said order, viz.: on the _____ day of _____ 19____)
or

(AND WHEREAS the said **C.D.** (and **E.F.**) [has (have) become (unable)
(unwilling) to retain the custody of the said infant by reason of [*state
reasons in full for such inability or unwillingness*]).

TAKE NOTICE that an application to the above Court will be made on
the _____ day of _____ 19____, for an order directing
the removal of the said infant to _____ in the County
of _____, there to remain in the care of the
welfare authority for the area of _____ (until such time as
other arrangements can be made with respect to (him) (her)) (until such
time as (he) (she) can be restored to (his) (her) parent(s) or guardian).

Dated this _____ day of _____ 19____

(SEAL of the welfare authority for the
area of _____) or

(Signed) _____
An officer of the welfare authority
for the area of _____).

To:— The Clerk of the Crown and Peace.

FORM No. 14

ORDER FOR REMOVAL OF CHILD

In the County Court for the County of

In the Matter of the Adoption of Children Act (Northern Ireland), 1950

And in the Matter of the County Officers and Courts (Ireland) Act, 1877

And in the Matter of **A.B.**, an infant.

By the (Recorder of _____) (County Court Judge for the said County)

UPON HEARING

(AND UPON HEARING the evidence of _____)

AND IT APPEARING to the Court that it is in the interests of the said infant that (he) (she) should be removed from the custody and possession of _____ and received into the care of the welfare authority for the area of _____

IT IS ORDERED that the said infant be removed from _____ and placed in the care of the welfare authority for the area of _____ until (such time as other arrangements can be made with respect to (him) (her)) (such time as (he) (she) can be restored to (his) (her) parent(s) or guardian).

Dated this _____ day of _____ 19 _____

Clerk of the Crown and Peace.

SECOND SCHEDULE
BY COUNTY COURT STAMPS

	£	s.	d.
On each Petition	1	0	0
On each copy for service	0	2	6
On each notice of hearing of petition	0	5	0
On each copy for service	0	2	6
On each interim order	0	10	0
On each application for an adoption order	0	10	0
On each adoption order	0	10	0
On each application for the discharge of an interim order	0	5	0
On each discharge of an interim order	0	5	0
On each application for a licence	0	10	0
On each licence	1	0	0