
DRAFT STATUTORY INSTRUMENTS

2014 No.

**The Paternity, Adoption and Shared Parental
Leave (Parental Order Cases) Regulations 2014**

PART 2

PARENTAL ORDER PARENTS: PATERNITY AND ADOPTION LEAVE

6. Regulation 2 (interpretation) of the Leave Regulations as they apply to parental order parents shall read as if—

(a) in paragraph (1)—

- (i) the definitions of “adopter” and “child” were omitted;
- (ii) in the definition of “partner”, the words “a child’s mother or adopter” were “Parent A” and the words “mother or adopter”, in both places, were “Parent A”;
- (iii) there were, in the appropriate places alphabetically, the following definitions—

““intended parent”, in relation to a child, means a person who, on the day of the child’s birth—

- (a) applies, or intends to apply during the period of 6 months beginning with that day, with another person for a parental order in respect of the child, and
- (b) expects the court to make a parental order on that application in respect of the child;

“Parent A” in relation to a child, means the parental order parent who has elected to be Parent A;

“parental order” means an order under section 54(1) of the Human Fertilisation and Embryology Act 2008;

“parental order parent” means a person—

- (a) on whose application the court has made a parental order in respect of the child, or
- (b) who is an intended parent of the child;

“parental statutory declaration” means a statutory declaration stating that the person making the declaration—

- (a) has applied, or intends to apply, under section 54 of the Human Fertilisation and Embryology Act 2008 with another person for a parental order in respect of the child within the time limit for making such an application; and
- (b) expects the court to make a parental order on that application in respect of the child;

“shared parental leave” means leave under section 75E or 75G of the Employment Rights Act 1996;”

(b) in paragraph (2)—

(i) the words “a child’s mother or adopter” were “Parent A”;

(ii) the words “the mother’s or adopter’s” were “Parent A’s”;

(c) the words of paragraph (4) were—

“a parental order parent elects to be Parent A in relation to a child if he agrees with the other parental order parent of the child that he, and not the other parental order parent, will be Parent A”.