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Adoption (Scotland) Act 1978

CHAPTER 28

ADOPTION (SCOTLAND) ACT 1978

PART I

THE ADOPTION SERVICE

The Adoption Service

- 1 Establishment of Adoption Service.
- 2 Local authorities' social work.

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- 3 Approval of adoption societies.
- 4 Withdrawal of approval.
- 5 Procedure on refusal to approve, or withdrawal of approval from, adoption societies.

Welfare of children

- 6 Duty to promote welfare of child.
- 6A Duty to consider alternatives to adoption.
- 7 Religious upbringing of adopted child.

Supplemental

- 8 Inactive or defunct adoption societies.
- 9 Regulation of adoption agencies.
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- 11 Restriction on arranging adoptions and placing of children.

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PART II

ADOPTION ORDERS

The making of adoption orders

- 12 Adoption orders.
- 13 Child to live with adopters before order made.
- 14 Adoption by married couple.
- 15 Adoption by one person.
- 16 Parental agreement.
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- 18 Freeing child for adoption.
- 19 Progress reports to former parent.
- 20 Revocation of s. 18 order.
- 21 Variation of section 18 order so as to substitute one adoption agency for another.

Supplemental

- 22 Notification to local authority of adoption application.
- 22A Children subject to supervision requirements.
 - 23 Reports where child placed by agency.
 - 24 Restrictions on making adoption orders.
 - 25 Interim orders.
- 25A Timetable for resolving question as to whether agreement to adoption order etc. should be dispensed with.
 - 26 Care etc. of child on refusal of adoption order.

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- 28 Restrictions on removal where applicant has provided home for 5 years.
- 29 Return of child taken away in breach of s. 27 or 28.
- 30 Return of children placed for adoption by adoption agencies.
- 31 Application of s. 30 where child not placed for adoption.

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- 32 Meaning of "protected child":.
- Duty of local authorities to secure well-being of protected children.
- Removal of protected children from unsuitable surroundings.
- 35 Notices and information to be given to local authorities.
- 36 Offences relating to protected children.
- 37 Miscellaneous provisions relating to protected children.

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PART IV

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- 41 Miscellaneous enactments.42 Pensions.
- 43 Insurance.
- 44 Effect of s. 39 on succession and inter vivos deed.

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REGISTRATION AND REVOCATION OF ADOPTION ORDERS AND CONVENTION ADOPTIONS

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- 46 Revocation of adoptions on legitimation.
- 47 Annulment etc. of overseas adoptions.
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 - 57 Proceedings to be in private.
 - 58 Curators ad litem and reporting officers.
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- 60 Orders, rules and regulations.
- 61 Offences by bodies corporate.
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- 67 Short title, commencement and extent.

SCHEDULES

SCHEDULE 1 — Registration of Adoptions

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Registration of adoption orders

1 (1) Every adoption order shall contain a direction to the...

Registration of adoptions in England, Northern Ireland, the Isle of Man and the Channel Islands

2 (1) Where the Registrar General for Scotland is notified by...

Registration of foreign adoptions

3 (1) If the Registrar General for Scotland is satisfied, on...

Amendment of orders and rectification of registers

4 (1) The court by which an adoption order has been...

Marking of entries on re-registration of birth

5 Without prejudice to any other provision of this Act where,...

Cancellations in registers on legitimation

- 6 Where an adoption order is revoked under section 46(1) the...
- 7 In this Schedule, "Registrar General" means the Registrar General for...

SCHEDULE 2 — Transitional Provisions and Savings

General

- 1 In so far as anything done under an enactment repealed...
- 2 Where any period of time specified in an enactment repealed...
- 3 Nothing in this Act shall affect the enactments repealed by...
- 4 Any reference in any enactment or document, whether express or...

Existing adoption orders

5 (1) Without prejudice to paragraph 1, an adoption order made...

Payments relating to adoptions

6 Section 51(8), (9) and (10) shall not have effect if,...

Registers of adoptions

7 Any register or index to a register kept under the...

Commencement of Act

8 An order under section 67(2) may make such transitional provision...

SCHEDULE 3 — Consequential Amendments

Children Act 1958 (c. 65)

- - 4 In section 23 of the Succession (Scotland) Act 1964, in...
 - 5 In section 37(1) of the said Act of 1964, for...

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Legitimation (Scotland Act 1968 (c. 22)

- 6 In section 6(2) of the Legitimation (Scotland) Act 1968, for...
- 7 In section 6(3) of the said Act of 1968, for...

Social Work (Scotland) Act 1968 (c. 49)

Children Act 1975 (c. 72)

- 16 In section 47(5) of the Children Act 1975, for the...
- 17 In section 103(1)(a) of the said Act of 1975, for...
- 18 In section 105 of the said Act of 1975, after...

19 In section 107(1) of the said Act of 1975, in...

SCHEDULE 4 — REPEALS

Status:

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