



# Adoption (Intercountry Aspects) Act 1999

## CHAPTER 18

### ADOPTION (INTERCOUNTRY ASPECTS) ACT 1999

#### *Implementation of Convention*

- 1 Regulations giving effect to Convention
- 2 Central Authorities and accredited bodies

#### *Convention adoptions*

- 3 Convention adoption orders
- 4 Effect of Convention adoptions in England and Wales
- 5 Effect of Convention adoptions in Scotland
- 6 Annulment of Convention adoptions etc
- 7 Acquisition of British citizenship by Convention adoptions
- 8 Meaning of “Convention adoption” and related expressions in 1976 and 1978 Acts

#### *Intercountry adoptions*

- 9 Adoption Service to include intercountry adoptions etc
- 10 Approval of adoption societies to provide intercountry adoption services
- 11 Six months residence required for certain intercountry adoptions
- 12 Registration of certain intercountry adoptions
- 13 Construction of certain references in 1976 and 1978 Acts

#### *Miscellaneous and supplemental*

- 14 Restriction on bringing children into the United Kingdom for adoption
- 15 Amendments and repeals
- 16 Devolution
- 17 Savings for adoptions etc. under 1965 Convention
- 18 Short title, interpretation, commencement and extent

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## SCHEDULES

### SCHEDULE 1 — Convention on Protection of Children and Co-operation in respect of Intercountry Adoption

#### CHAPTER I

##### SCOPE OF THE CONVENTION

###### *Article 1*

###### *Article 2*

- 1 The Convention shall apply where a child habitually resident in...
- 2 The Convention covers only adoptions which create a permanent parent-child...

###### *Article 3*

#### CHAPTER II

##### REQUIREMENTS FOR INTERCOUNTRY ADOPTIONS

###### *Article 4*

###### *Article 5*

#### CHAPTER III

##### CENTRAL AUTHORITIES AND ACCREDITED BODIES

###### *Article 6*

- 1 A Contracting State shall designate a Central Authority to discharge...
- 2 Federal States, States with more than one system of law...

###### *Article 7*

- 1 Central Authorities shall co-operate with each other and promote co-operation...
- 2 They shall take directly all appropriate measures to—

*Article 8*

*Article 9*

*Article 10*

*Article 11*

*Article 12*

*Article 13*

**CHAPTER IV**

PROCEDURAL REQUIREMENTS IN INTERCOUNTRY ADOPTION

*Article 14*

*Article 15*

- 1 If the Central Authority of the receiving State is satisfied...
- 2 It shall transmit the report to the Central Authority of...

*Article 16*

- 1 If the Central Authority of the State of origin is...
- 2 It shall transmit to the Central Authority of the receiving...

*Article 17*

*Article 18*

*Article 19*

- 1 The transfer of the child to the receiving State may...
- 2 The Central Authorities of both States shall ensure that this...
- 3 If the transfer of the child does not take place,...

*Article 20*

*Article 21*

- 1 Where the adoption is to take place after the transfer...
- 2 Having regard in particular to the age and degree of...

*Article 22*

- 1 The functions of a Central Authority under this Chapter may...
- 2 Any Contracting State may declare to the depositary of the...
- 3 A Contracting State which makes the declaration provided for in...
- 4 Any Contracting State may declare to the depositary of the...
- 5 Notwithstanding any declaration made under paragraph 2, the reports provided...

## CHAPTER V

### RECOGNITION AND EFFECTS OF THE ADOPTION

#### *Article 23*

- 1 An adoption certified by the competent authority of the State...
- 2 Each Contracting State shall, at the time of signature, ratification,...

#### *Article 24*

#### *Article 25*

#### *Article 26*

- 1 The recognition of an adoption includes recognition of
- 2 In the case of an adoption having the effect of...
- 3 The preceding paragraphs shall not prejudice the application of any...

#### *Article 27*

- 1 Where an adoption granted in the State of origin does...
- 2 Article 23 applies to the decision converting the adoption.

## CHAPTER VI

### GENERAL PROVISIONS

#### *Article 28*

#### *Article 29*

#### *Article 30*

- 1 The competent authorities of a Contracting State shall ensure that...
- 2 They shall ensure that the child or his or her...

#### *Article 31*

#### *Article 32*

- 1 No one shall derive improper financial or other gain from...
- 2 Only costs and expenses, including reasonable professional fees of persons...
- 3 The directors, administrators and employees of bodies involved in an...

*Article 33*

*Article 34*

*Article 35*

*Article 36*

*Article 37*

*Article 38*

*Article 39*

- 1 The convention does not affect any international instrument to which...
- 2 Any Contracting State may enter into agreements with one or...

*Article 40*

*Article 41*

*Article 42*

SCHEDULE 2 — Minor and consequential amendments

*Local Authority and Social Services Act 1970 (c. 42)*

- 1 In Schedule 1 to the Local Authority and Social Services...

*Immigration Act 1971 (c. 77)*

- 2 In subsection (1) of section 33 of the Immigration Act...

*Adoption Act 1976 (c. 36)*

- 3 (1) In subsection (2) of section 14 of the 1976...

*Adoption (Scotland) Act 1978 (c. 28)*

- 4 (1) In subsection (2) of section 14 of the 1978...

*Family Law Act 1986 (c. 55)*

- 5 In subsection (1) of section 57 of the Family Law...

SCHEDULE 3 — Repeals