



# Adoption and Children Act 2002

## 2002 CHAPTER 38

### PART 1

#### ADOPTION

### CHAPTER 7

#### MISCELLANEOUS

#### *Information*

#### **98 Pre-commencement adoptions: information**

- (1) Regulations under section 9 may make provision for the purpose of—
  - (a) assisting persons adopted before the appointed day who have attained the age of 18 to obtain information in relation to their adoption, and
  - (b) facilitating contact between such persons and their relatives.
- (2) For that purpose the regulations may confer functions on—
  - (a) registered adoption support agencies,
  - (b) the Registrar General,
  - (c) adoption agencies.
- (3) For that purpose the regulations may—
  - (a) authorise or require any person mentioned in subsection (2) to disclose information,
  - (b) authorise or require the disclosure of information contained in records kept under section 8 of the Public Records Act 1958 (c. 51) (court records),and may impose conditions on the disclosure of information, including conditions restricting its further disclosure.

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*Status: Point in time view as at 07/12/2004.*

*Changes to legislation: Adoption and Children Act 2002, Cross Heading: Information is up to date with all changes known to be in force on or before 02 July 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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- (4) The regulations may authorise the charging of prescribed fees by any person mentioned in subsection (2) or in respect of the disclosure of information under subsection (3)(b).
- (5) An authorisation or requirement to disclose information by virtue of subsection (3)(a) has effect in spite of any restriction on the disclosure of information in Chapter 5.
- (6) The making of regulations by virtue of subsections (2) to (4) which relate to the Registrar General requires the approval of the Chancellor of the Exchequer.
- (7) In this section—
- “appointed day” means the day appointed for the commencement of sections 56 to 65,
- “registered adoption support agency” means an adoption support agency in respect of which a person is registered under Part 2 of the Care Standards Act 2000 (c. 14),
- “relative”, in relation to an adopted person, means any person who (but for his adoption) would be related to him by blood (including half-blood) or marriage.

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#### **Commencement Information**

**I1** S. 98 in force at 7.2.2004 for W. by S.I. 2004/252, **art. 2(b)**

**I2** S. 98 in force at 7.12.2004 for E. by S.I. 2004/3203, **art. 2(1)(j)**

**Status:**

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**Changes to legislation:**

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