



Adoption and Children Act 2002

2002 CHAPTER 38

PART 1

ADOPTION

CHAPTER 6

ADOPTIONS WITH A FOREIGN ELEMENT

Miscellaneous

[^{F1}91A Power to charge

- (1) This section applies to adoptions to which—
 - (a) section 83 applies, or
 - (b) regulations made under section 1 of the Adoption (Intercountry Aspects) Act 1999 apply.
- (2) The Secretary of State may charge a fee to adopters for services provided or to be provided by him in relation to adoptions to which this section applies.
- (3) The Assembly may charge a fee to adopters for services provided or to be provided by it as the Central Authority in relation to adoptions to which this section applies by virtue of subsection (1)(b).
- (4) The Secretary of State and the Assembly may determine the level of fee as he or it sees fit, and may in particular—
 - (a) charge a flat fee or charge different fees in different cases or descriptions of case, and
 - (b) in any case or description of case, waive a fee.
- (5) But the Secretary of State and the Assembly must each secure that, taking one financial year with another, the income from fees under this section does not exceed the total

Status: Point in time view as at 03/04/2017.

Changes to legislation: Adoption and Children Act 2002, Section 91A is up to date with all changes known to be in force on or before 04 June 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)

cost to him or, as the case may be, to it of providing the services in relation to which the fees are imposed.

(6) In this section—

references to adoptions and adopters include prospective adoptions and prospective adopters,

“Central Authority” is to be construed in accordance with section 2 of the Adoption (Intercountry Aspects) Act 1999,

“financial year” means a period of twelve months ending with 31st March.]

Textual Amendments

F1 S. 91A inserted (2.4.2007 for W. for specified purposes, 28.10.2010 so far as not already in force) by Children and Adoption Act 2006 (c. 20), ss. 13, 17(2); S.I. 2007/733, art. 2; S.I. 2010/2612, art. 2

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