

SCHEDULE 2

Application and modification of the 2007 Act in relation to parental orders and applications for such orders

- 10.** Section 41 (miscellaneous enactments) has effect as if—
- (a) for subsection (1) there were substituted—
 - “(1) Notwithstanding the effect of making a parental order but without prejudice to section 40(1) (as applied with modifications by regulation 3 of and Schedule 2 to the Parental Order Regulations), the person who is the subject of that parental order shall be treated for the purposes of determining the forbidden degrees of consanguinity and affinity in respect of the law relating to marriage or to the eligibility of persons to register as civil partners of each other and in respect of the crime of incest, as if—
 - (a) that person were the child of the person or persons who obtained the order, and
 - (b) that person were also the child of any other person who, prior to the making of the parental order, was the mother or father of the person.”;
 - (b) in subsection (2)—
 - (i) for “an adoption order” there were substituted “a parental order”;
 - (ii) for “adopter” there were substituted “person or persons who obtained the order”; and
 - (iii) for “adopted” there were substituted “who is the subject of the order”; and
 - (c) in subsection (3) after “Section 40” there were inserted “(as applied with modifications by regulation 3 of and Schedule 2 to the Parental Order Regulations)”.