



Australian Capital Territory

Adoption Amendment Regulation 2010 (No 1)

Subordinate Law SL2010-32

The Australian Capital Territory Executive makes the following regulation under the *Adoption Act 1993*.

Dated 9 July 2010.

MS JOY BURCH
Minister

SIMON CORBELL
Minister



Australian Capital Territory

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made under the

Adoption Act 1993

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1 Name of regulation

This regulation is the *Adoption Amendment Regulation 2010 (No 1)*.

2 Commencement

This regulation commences on the day after its notification day.

Note The naming and commencement provisions automatically commence on the notification day (see Legislation Act, s 75 (1)).

3 Legislation amended

This regulation amends the *Adoption Regulation 1993*.

4 Section 3, definition of *adoption list*

omit

5 Section 3, definitions (as amended)

relocate to dictionary

6 Section 3, remainder

substitute

2 Dictionary

The dictionary at the end of this regulation is part of this regulation.

Note 1 The dictionary at the end of this regulation defines certain terms used in this regulation.

Note 2 A definition in the dictionary applies to the entire regulation unless the definition, or another provision of the regulation, provides otherwise or the contrary intention otherwise appears (see Legislation Act, s 155 and s 156 (1)).

7 Part 2 heading

substitute

Part 2 Register of suitable people

8 Section 4

substitute

4 Register of suitable people—requests for inclusion

For the Act, section 18 (1), a request by an applicant for approval to be registered as suitable for the placement of a child or young person for adoption must state the following:

- (a) in relation to the applicant—
 - (i) full name; and
 - (ii) usual place of residence; and
 - (iii) occupation; and
 - (iv) date and place of birth; and
 - (v) domicile; and
 - (vi) religion (if any); and
 - (vii) state of health; and
 - (viii) financial circumstances;
- (b) if the applicant is in a domestic partnership—the length of the partnership;
- (c) in relation to each child (if any) of the applicant (whether a birth child or adopted child)—
 - (i) sex and date of birth; and
 - (ii) the state of health of any living child; and

- (iii) if any child has died—the date of death;
- (d) whether the applicant has ever been refused an adoption order;
- (e) whether an adoption order or interim order in the applicant's favour has been discharged;
- (f) whether the applicant's name is entered on a list of people seeking to adopt a child in another State or Territory;
- (g) if paragraph (f) applies—particulars of the entry on the relevant adoption list.

9 Section 11 (f)

omit

Act, section 19 (1) (a)

substitute

Act, section 39D (1)

10 Section 23 (4)

substitute

- (4) The registrar-general must register a copy of an adoption order declared by the court under the Act, section 57M to be an adoption that complies with the Act, section 57L by entering the relevant particulars in the register of adoptions.

11 Section 25 (1) (a) (i)

substitute

- (i) of the child's or young person's name after adoption; and

12 New dictionary

insert

Dictionary

(see s 2)

Note 1 The Legislation Act contains definitions and other provisions relevant to this regulation.

Note 2 For example, the Legislation Act, dict, pt 1, defines the following terms:

- chief executive (see s 163)
- domestic partner (see s 169 (1))
- function
- proceeding.

Note 3 Terms used in this regulation have the same meaning that they have in the *Adoption Act 1993* (see Legislation Act, s 148). For example, the following terms are defined in the *Adoption Act 1993*, dict:

- adoption order
- birth parent
- charitable organisation
- court
- general consent
- guardian
- instrument of consent
- interim order
- limited consent
- principal officer
- private adoption agency
- register of births
- register of suitable people.

13 Further amendments, mentions of *child*

omit

child

substitute

child or young person

in

- section 4 (g)
- section 6 (b)
- section 11 (a)
- section 14 (1) (i) (2nd and 3rd mention)
- section 14 (1) (j) (i)
- section 18
- section 25
- section 27B (1) (a)
- section 28 (b)
- section 29
- schedule 2 and note

14 Further amendments, mentions of *children*

omit

children

substitute

children or young people

in

- section 12 (1) (b), note
- section 14
- sections 16 to 18

Endnotes

1 Notification

Notified under the Legislation Act on 2 August 2010.

2 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.

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