

*These notes relate to the Adoption and Children (Scotland) Act 2007 (asp 4) which received Royal Assent on 15 January 2007*

# **ADOPTION AND CHILDREN (SCOTLAND) ACT 2007**

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## **EXPLANATORY NOTES**

### **COMMENTARY ON SECTIONS**

#### **Chapter 3**

#### ***Status of Adopted Children***

#### ***Section 39 - Meaning of “adoption” in Chapter 3***

154. Subsection (1) defines the term “adoption” for the purposes of Chapter 3 of the Act.
155. Subsection (2) provides that references to adoption in this Chapter do not include an adoption which took place before the Chapter came into force.
156. Subsection (3) provides that any reference in an enactment to an adopted person within the meaning of Chapter 3 also includes an adopted child within the meaning of Part IV of the Adoption (Scotland) Act 1978. Part IV deals with the status of adopted children under that Act and is the only part of the 1978 Act which is not repealed. This is to ensure that the status of children adopted under the provisions of the 1978 Act is unaffected by this Act.