



Adoption and Children (Scotland) Act 2007

2007 asp 4

PART 3

MISCELLANEOUS

Provisions applicable to adoption orders and permanence orders

108 Rules: appointment of curators ad litem and reporting officers

- (1) In the case of an application for a relevant order in relation to a child, rules of court must provide for the appointment, in such cases as are prescribed by the rules—
 - (a) of a person to act as curator *ad litem* of the child on the hearing of the application, with the duty of safeguarding the interests of the child in such manner as may be so prescribed,
 - (b) of a person to act as reporting officer for the purpose of witnessing agreements to adoption and performing such other duties as may be so prescribed.
- (2) Rules may in particular make provision—
 - (a) enabling the reporting officer to be appointed before the application is made,
 - (b) enabling the court to appoint the same person to be curator *ad litem* and reporting officer.
- (3) Rules may not make provision for—
 - (a) the appointment of a person who is employed by an adoption agency which has placed a child for adoption to act as curator *ad litem* or reporting officer for the purposes of an application for an adoption order in respect of the child,
 - (b) the appointment of a person who is employed by a local authority which is making (or has made) an application for a permanence order to act as curator *ad litem* or reporting officer for the purposes of the application.
- (4) A relevant order means—
 - (a) an adoption order,
 - (b) a permanence order, or

Status: This is the original version (as it was originally enacted).

(c) an order under section 59.