



Adoption and Children (Scotland) Act 2007

2007 asp 4

PART 1

ADOPTION

CHAPTER 2

THE ADOPTION PROCESS

The making of adoption orders

33 Restrictions on making orders

- (1) Except where subsection (2) applies, the court may not hear an application for an adoption order in relation to a child where a previous application falling within subsection (3) made in relation to the child by the same persons was refused by any court.
- (2) This subsection applies where—
 - (a) in refusing the previous application, the court directed that this section should not apply, or
 - (b) it appears to the court that, because of a change in circumstances, or for any other reason, it is proper to hear the application.
- (3) An application falls within this subsection if it is an application for—
 - (a) an adoption order,
 - (b) an adoption order as defined in section 46(1) of the 2002 Act,
 - (c) an order made, or having effect as if made, under Article 12 of the Northern Ireland Order,
 - (d) an order for adoption made in the Isle of Man,
 - (e) an order for adoption made in any of the Channel Islands.