



# Adoption (Intercountry Aspects) Act 1999

## 1999 CHAPTER 18

### *Implementation of Convention*

#### **1 Regulations giving effect to Convention.**

- (1) Subject to the provisions of this Act, regulations made by the Secretary of State may make provision for giving effect to the Convention on Protection of Children and Co-operation in respect of Intercountry Adoption, concluded at the Hague on 29th May 1993 (“the Convention”).
- (2) The text of the Convention (so far as material) is set out in Schedule 1 to this Act.
- (3) Regulations under this section may—
  - (a) apply, with or without modifications, any provision of the enactments relating to adoption;
  - (b) provide that any person who contravenes or fails to comply with any provision of the regulations is to be guilty of an offence and liable on summary conviction to imprisonment for a term not exceeding three months, or a fine not exceeding level 5 on the standard scale, or both;
  - (c) make different provision for different purposes or areas; and
  - (d) make such incidental, supplementary, consequential or transitional provision as appears to the Secretary of State to be expedient.
- (4) Regulations under this section shall be made by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.
- (5) Subject to subsection (6), any power to make subordinate legislation under or for the purposes of the enactments relating to adoption includes power to do so with a view to giving effect to the provisions of the Convention.
- (6) Subsection (5) does not apply in relation to any power which is exercisable by the National Assembly for Wales.
- <sup>[F1]</sup>(7) References in this section to enactments include references to Acts of the Scottish Parliament.]

**Changes to legislation:** Adoption (Intercountry Aspects) Act 1999, Section 1 is up to date with all changes known to be in force on or before 21 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

### Textual Amendments

- F1** S. 1(7) added (S.) (28.9.2009) by Adoption and Children (Scotland) Act 2007 (asp 4), s. 121(2), **sch. 2 para. 10**; S.S.I. 2009/267, arts. 1(2), 2 (with arts. 3-21) (as amended (7.5.2012) by S.S.I. 2012/99, art. 2) and s. 1(7) inserted (E.W.) (15.7.2011) by The Adoption and Children (Scotland) Act 2007 (Consequential Modifications) Order 2011 (S.I. 2011/1740), art. 1(2), **Sch. 2 para. 4**

### Modifications etc. (not altering text)

- C1** s. 1(1) applied (*prosp.*) by 2000 c. 14, **ss. 46(7)(d)**, 122

### Commencement Information

- I1** S. 1 partly in force; s. 1 not in force at Royal Assent, see s. 18(3); s. 1 in force (S.) at 14.1.2003 by S.S.I. 2002/562, **art. 2(a)**
- I2** S. 1 in force at 23.1.2003 for E.W. by S.I. 2003/189, **art. 2(1)(a)**

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**Changes and effects yet to be applied to :**

- s. 1(1) by 2000 c. 14 s. 46(7)(d)