



Adoption and Children Act 2002

2002 CHAPTER 38

PART 1

ADOPTION

CHAPTER 4

STATUS OF ADOPTED CHILDREN

74 Miscellaneous enactments

- (1) Section 67 does not apply for the purposes of—
- [^{F1}(a) section 1 of and Schedule 1 to the Marriage Act 1949 or Schedule 1 to the Civil Partnership Act 2004 (prohibited degrees of kindred and affinity),]^{[^{F2}or}
 - (b) sections 64 and 65 of the Sexual Offences Act 2003 (sex with an adult relative).]
- (2) Section 67 does not apply for the purposes of any provision of—
- (a) the British Nationality Act 1981 (c. 61),
 - (b) the Immigration Act 1971 (c. 77),
 - (c) any instrument having effect under an enactment within paragraph (a) or (b), or
 - (d) any other provision of the law for the time being in force which determines British citizenship, British overseas territories citizenship, the status of a British National (Overseas) or British Overseas citizenship.

Textual Amendments

F1 S. 74(1)(a) substituted (30.12.2005) by [Civil Partnership Act 2004 \(c. 33\)](#), **ss. 79(7)**, 263(2); S.I. 2005/3175, art. 2(9)

F2 S. 74(1)(b) and word substituted for s. 74(1)(b)(c) (1.5.2004) by [Sexual Offences Act 2003 \(c. 42\)](#), s. 141, **Sch. 6 para. 47**; S.I. 2004/874, art. 2

Changes to legislation: Adoption and Children Act 2002, Section 74 is up to date with all changes known to be in force on or before 09 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](#)

Modifications etc. (not altering text)

- C1** S. 74 restricted by 2003 c. 42, s. 64(6)(b) (as inserted (8.7.2008) by [Criminal Justice and Immigration Act 2008 \(c. 4\), s. 153\(2\)\(e\), Sch. 15 para. 5\(5\)](#))
- C2** S. 74 restricted by 2003 c. 42, s. 65(6)(b) (as inserted (8.7.2008) by [Criminal Justice and Immigration Act 2008 \(c. 4\), s. 153\(2\)\(e\), Sch. 15 para. 6\(5\)](#))
- C3** S. 74 applied (with modifications) (6.4.2010) by [The Human Fertilisation and Embryology \(Parental Orders\) Regulations 2010 \(S.I. 2010/985\), regs. 1\(1\), 2, Sch. 1](#)

Commencement Information

- I1** S. 74 in force at 30.12.2005 by [S.I. 2005/2213, art. 2\(d\)](#) (with savings and transitional provisions in [S.I. 2005/2897](#), arts. 3-16)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 4A inserted by [2014 c. 6 s. 5](#)
- s. 141(7) inserted by [2010 c. 26 Sch. 3 para. 13](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 3 Pt. 2 repealed (4.9.2013) without ever being in force by [2013 c. 22, s. 17\(4\)](#) ; [S.I. 2013/2200 art. 2\(a\)](#))