
STATUTORY INSTRUMENTS

1996 No. 3266 (S.254)

CHILDREN AND YOUNG PERSONS

The Adoption Agencies (Scotland) Regulations 1996

Made - - - - 24th December 1996

Laid before Parliament 31st December 1996

Coming into force 1st April 1997

THE ADOPTION AGENCIES (SCOTLAND) REGULATIONS 1996

1. Citation, commencement and extent
2. Interpretation
3. Approved adoption societies
4. Complaints procedure of approved adoption societies
5. Cessation as approved adoption society
6. Appointment of medical and legal advisers
7. Appointment, composition, qualifications etc. of adoption panels
8. Duties of adoption agencies in making arrangements for freeing for adoption
9. Duties of adoption agencies in making arrangements for adoption
10. Duties of adoption agencies in assessing prospective adopters
11. Functions of adoption panels
12. Adoption agency decisions and notifications
13. Freeing or placing for adoption a child subject to a supervision requirement
14. Information and certificate for parents on notification of adoption agency's decision
15. Return of consent certificate
16. Appropriate steps as soon as practicable by adoption society
17. Legal process where the child is not subject to supervision requirement
18. Legal process where the child is subject to supervision requirement
19. Placement for adoption
20. Progress reports under section 19 of the Act
21. Review of case where no placement made within 6 months of freeing for adoption
22. Provision of information to courts by adoption agencies
23. Confidentiality and preservation of case records
24. Access to case records and disclosure of information
25. Disclosure of information to adopted person
26. Transfer of case records

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Signature

SCHEDULE 1 — INFORMATION IN APPLICATION FOR APPROVAL TO ACT AS OR CONTINUE TO ACT AS AN ADOPTION SOCIETY FOR A SPECIFIC SERVICE

1. The adoption society shall specify the following:—
2. The applicant shall also provide information on the following:—

SCHEDULE 2 —

PART 1 — PARTICULARS RELATING TO THE CHILD

1. Name, sex, date and place of birth and address.
2. Whether the child's father was married to his mother at...
3. Nationality and race.
4. Physical description.
5. Details of any court orders relating to the child, including...
6. Details of any current or previous supervision requirements relating to...
7. Details of any brothers and sisters, including dates of birth,...
8. Extent of contact by all members of the child's birth...
9. Religious persuasion of the child including details of any baptism,...
10. Personality and social development.
11. If the child has been looked after by a local...
12. Names and addresses of schools attended and educational attainments.
13. Any special needs in relation to the physical or mental...
14. The child's views in relation to adoption and, if relevant,...
15. Whether the child has any right to or interest in...
16. Whether an insurance policy for the payment on the death...
17. A comprehensive medical report signed by a fully registered medical...
18. Any other relevant information which the adoption agency considers may...

PART II — PARTICULARS RELATING TO EACH PARENT, INCLUDING WHERE APPROPRIATE, A FATHER OR MOTHER WHO DOES NOT HAVE PARENTAL RESPONSIBILITIES OR RIGHTS IN RELATION TO THE CHILD

1. Name, date and place of birth and address.
2. Marital status and date and place of marriage (if any)...
3. Nationality and race.
4. Past and present relationship (if any) with other birth parent...
5. Names, addresses and brief details of the personal circumstances of...
6. Physical description.
7. Personality.
8. Religion, including any wishes in respect of the child's religious...
9. Educational attainments.
10. Past and present occupation.
11. Whether the mother, if she has parental responsibilities, agrees to...
12. Whether the father, if he has parental responsibilities, agrees to...
13. If the father or mother does not have parental responsibilities...
14. Whether there is any history of genetically transmissible or other...
15. A comprehensive medical report signed by a fully registered medical...
16. Any other relevant information which the adoption agency considers may...

PART III — PARTICULARS RELATING TO A GUARDIAN

1. Particulars referred to in paragraphs 1-3, 6-10, 15 and 16...
2. Whether the guardian agrees to the child being adopted, and...

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

PART IV — PARTICULARS RELATING TO EACH PROSPECTIVE ADOPTER

1. Name, date and place of birth.
2. Address.
3. Nationality and race.
4. Whether the proposed adopter has his home in Great Britain...
5. Whether the proposed adopter is domiciled or habitually resident in...
6. If the proposed adopter intends to apply for an order...
7. If there are two proposed adopters— (a) the date and...
8. If there is only one proposed adopter, whether that person...
9. Details of other members of the prospective adopter's household (including...
10. Details of the prospective adopter's parents and any of the...
11. Attitudes to adoption of such other members of the prospective...
12. Personality.
13. Previous experience of caring for children and assessment of ability...
14. Whether the prospective adopter or any other adult member of...
15. Assessment of ability to bring up an adopted child throughout...
16. Religious persuasion including the degree of his religious observance.
17. His ability to have regard to a child's religious persuasion,...
18. Educational attainments.
19. Past and present occupations and interests.
20. Details of financial circumstances and comments on the living standards...
21. Opinion of adoption agency as to whether any adoption allowance...
22. Reasons for wishing to adopt a child and extent of...
23. Names and address of two referees who are not close...
24. Name and address of the prospective adopter's registered medical practitioner...
25. A comprehensive medical report on the prospective adopter signed by...
26. Any other relevant information which the adoption agency considers may...

SCHEDULE 3 —

SCHEDULE 4 — MEMORANDUM — ADOPTION OF CHILDREN

1. If the court makes an adoption order, your responsibilities and...
2. If you wish your child to be brought up in...
3. The adoption agency needs to know whether each of the...
4. If you sign the form of agreement to the agency's...
5. Once your child is placed with adopters, they then have...
6. After the adoption application is made to the court, you...
7. The court cannot make an adoption order without your agreement...
8. You are not allowed to receive any money for giving...
9. When an adoption order is made, the Registrar General for...

SCHEDULE 5 — MEMORANDUM — FREEING OF CHILDREN FOR ADOPTION

1. If the court makes an order (called a "freeing order"):
2. If you wish your child to be brought up in...
3. The adoption agency needs to know whether each of the...
4. The adoption agency has to apply to a court for...
5. After the freeing application is made to the court, you...
6. The court cannot make a freeing order without your agreement...

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

7. You are not allowed to receive any money for giving...
8. Declaration by a relevant parent
9. Your rights if you do not sign a “Declaration”
10. If the adoption agency has not been able to place...
11. If the court does not believe it to be in...
12. Birth records

SCHEDULE 6 —

SCHEDULE 7 —

Explanatory Note