
STATUTORY INSTRUMENTS

2009 No. 2233

**The Adoption and Children (Scotland) Act 2007
(Consequential Provisions) (No. 1) Order 2009**

Savings provision: parental orders in relation to gamete donors

2. The repeal by section 120 of, and schedule 3 to, the Adoption (Scotland) Act 2007⁽¹⁾ of provisions of the Adoption (Scotland) Act 1978⁽²⁾ does not affect the operation of those provisions for any of the purposes of subsections (9) and (10) of section 30 of the Human Fertilisation and Embryology Act 1990 (parental orders in favour of gamete donors)⁽³⁾ (which confer power to make regulations applying provisions of adoption law, with or without modifications, to parental orders under that section or applications for such orders and providing for the references to adoption etc. to be read as referring to the effect of a parental order etc.).

(1) 2007 asp 4.

(2) 1978 c.28.

(3) 1990 c.37. Section 30 was amended by the Adoption and Children Act 2002 (c.38) section 139 and Schedule 3, paragraphs 76 and 79 and is amended by the Adoption and Children (Scotland) Act 2007 (asp 4) section 120, schedule 2, paragraph 6 and schedule 3. It is prospectively repealed by the Human Fertilisation and Embryology Act 2008 (c. 22), sections 57 and 66 and Schedule 8. The Parental Orders (Human Fertilisation and Embryology) (Scotland) Regulations 1994 (S.I. 1994/2804) apply, with modifications, provisions of the 1978 Act to parental orders made under section 30. The relevant provisions are cited in Schedule 1 of those Regulations.