



Adoption and Children (Scotland) Act 2007

2007 asp 4

PART 1

ADOPTION

CHAPTER 2

THE ADOPTION PROCESS

Restrictions on removal of children placed for adoption

23 Restrictions on removal of child looked after by local authority

- (1) Subsection (2) applies where—
 - (a) section 21(1) or 22(1) applies,
 - (b) before the child's home came to be with the prospective adopters, the child was looked after by a local authority, and
 - (c) the child continues to be looked after by a local authority.
- (2) Except where subsection (3) applies, the local authority must not remove the child from the care of the prospective adopters.
- (3) This subsection applies if—
 - (a) the removal is made in accordance with section 25 or 26,
 - (b) an appropriate court grants leave for the removal, or
 - (c) the removal is authorised by virtue of Chapter 2 or 3 of Part II of the 1995 Act.