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SCHEDULE 2

Rule 5

FORM A1Application for an Order Freeing a Child for Adoption (with Parental Consent)

Status: This is the original version (as it was originally made).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

Rule 4A.3

[In the High Court of Justice in Northern Ireland

Family Division]*

[In the County Court/Recorder's Court for the Division of]*

No. of 20 .

IN THE MATTER OF the Adoption (Northern Ireland) Order 1987 and

IN THE MATTER OF a child. *(Enter the first name(s) and surname as shown in the certificate referred to in paragraph 1; otherwise enter the first name(s) and surname by which the child is known).*

Let of attend at on a date to be fixed for the hearing of the application of of

for an order: –

1. That the said child be freed for adoption;
2. That the costs of this application be provided for;

And take notice that the grounds of the application are as follows:

I, an authorised officer of the of being an adoption agency wishing to free for adoption a child, and I/We the parent(s)/guardian(s) of the child hereby give the following further particulars in support of the application.

Particulars of the child

1. Identity etc. The child is of the sex and is not and has not been married. He/she was born on the day of 20 , and is the person to whom the attached birth/adoption certificate relates (or, was born on or about the day of 20 , in). He/she is a national.

2. Parentage etc. The child is the child of whose last known address was (or deceased) and whose last known address was (or deceased).

(3. The guardian(s) of the child (other than the mother or father of the child) is/are of (and of).)

4. Home, etc. The child is currently living with of and has been living there since the day of 20 . (The child has been placed with them for adoption (and they wish their identity to remain confidential).)

(5. The child is being looked after by (who has parental responsibility for the child).)

(6. Maintenance. is liable by virtue of an order made by the court at on the day of 20 , (or by an agreement dated the day of 20) to contribute to the maintenance of the child.)

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(7. I attach hereto signed by the mother/father/guardian of the child a declaration that he/she prefers not to be involved in future questions concerning the adoption of the child.)

(8. The child's parents were not married to each other at the time of his birth and _____ of _____ who is/claims to be the father does/does not intend to apply for an order under Article 7(1)(a) of the Children (Northern Ireland) Order 1995 or for a residence order in respect of the child.)

(9. No proceedings relating in whole or in part to the child have been completed or commenced in any court in Northern Ireland or elsewhere (except _____).)

We accordingly apply for an order freeing the child for adoption.

Signatures:

_____ on behalf of the Adoption Agency

_____ Parent(s)/guardian(s) of the child

Dated this _____ day of _____ 20 ____.

Notes

*Delete as appropriate

Paragraph 1: If the child has previously been adopted, a certified copy of the entry in the Adopted Children Register should be attached and not a certified copy of the original entry in the Register of Births. Where a certificate is not attached, enter the place, including the country, of birth if known.

Paragraph 2: If the child has previously been adopted, give the names of his adoptive parents and not those of his natural parents. If the child's parents were not married to each other at the time of his birth and the father has parental responsibility for the child, give details under paragraph 9 of the court order or the agreement which provides for parental responsibility.

Paragraph 3: Enter particulars of any person appointed by a court of competent jurisdiction or under Article 159 of the Children (Northern Ireland) Order 1995 to be a guardian. Delete this paragraph if the child has no guardian.

Paragraph 4: Enter the name and address of the person with whom the child has his home.

Paragraph 5: This paragraph should be completed where the child is in the care of a Board or a voluntary organisation.

Paragraph 6: This paragraph should be completed where some person or body is liable to contribute to the maintenance of the child under a court order or agreement.

Paragraph 9: State the nature of the proceedings and the date and effect of any orders made.

Each parent/guardian of the child **MUST** sign the application in addition to the authorised officer.

FORM A2Application for an Order Freeing a Child for Adoption (without Parental Consent)

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

Rule 4A.4

[In the High Court of Justice in Northern Ireland

Family Division]*

[In the County Court/Recorder's Court for the Division of

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No. of 20 .

IN THE MATTER OF the Adoption (Northern Ireland) Order 1987 and

IN THE MATTER OF a child. *(Enter the first name(s) and surname as shown in the certificate referred to in paragraph 2; otherwise enter the first name(s) and surname by which the child is known).*

Let of attend at on a date to be fixed for the hearing of the application of for an order: –

1. That the said child be freed for adoption;
2. That the costs of this application be provided for;

And take notice that the grounds of the application are as follows:

I, an authorised officer of the of being an adoption agency wishing to free for adoption a child, hereby give the following further particulars in support of the application.

1. This application is not made with the consent of (and), the parent(s)/guardian(s) of the child.

Particulars of the child

2. Identity etc. The child is of the sex and is not and has not been married. He/she was born on the day of 20 , and is the person to whom the attached birth/adoption certificate relates (or, was born on or about the day of 20 , in). He/she is a national.

3. Parentage etc. The child is the child of whose last known address was (or deceased) and whose last known address was (or deceased).

(4. The guardian(s) of the child (other than the mother or father of the child) is/are of (and of).)

5. I request the judge to dispense with the agreement of (and) on the grounds that and attach hereto three copies of the statement of facts on which I intend to rely.

(6. Home, etc. The child is currently living with of and has been living there since the day of 20 . (The child has been placed with them for adoption (and they wish their identity to remain confidential)).

(7. The child is being cared for by (who have parental responsibility for the child).)

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(8. Maintenance of _____ is liable by virtue of an order made by the _____ court at _____ on the _____ day of _____ 20____, (or by an agreement dated the _____ day of _____ 20____) to contribute to the maintenance of the child.)

(9. The child's parents were not married to each other at the time of his birth and _____ of _____ who is/claims to be the father does/does not intend to apply for an order under Article 7(1)(a) of the Children (Northern Ireland) Order 1995 or for a residence order in respect of the child.)

(10. No proceedings relating in whole or in part to the child have been completed or commenced in any court in Northern Ireland or elsewhere (except _____).)

Signature:

Dated this _____ day of _____ 20____.

Notes

*Delete as appropriate

Paragraph 2: If the child has previously been adopted, a certified copy of the entry in the Adopted Children Register should be attached and not a certified copy of the original entry in the Register of Births. Where a certificate is not attached, enter the place, including the country, of birth if known.

Paragraph 3: If the child has previously been adopted, give the names of his adoptive parents and not those of his natural parents. If the child's parents were not married to each other at the time of his birth and the father has parental responsibility for the child, give details under paragraph 9 of the court order or the agreement which provides for parental responsibility.

Paragraph 4: Enter particulars of any person appointed by a court of competent jurisdiction or under Article 159 of the Children (Northern Ireland) Order 1995 to be a guardian. Do not include any person who has the care of the child only. Delete this paragraph if the child has no guardian.

Paragraph 5: Enter the name of the person(s) mentioned in paragraph 3 or 4 and enter one or more of the grounds set out in Article 16(2).

Paragraph 6: Enter the name and address of the person with whom the child has his home.

Paragraph 7: This paragraph should be completed where the child is in the care of a Board or a voluntary organisation.

Paragraph 8: This paragraph should be completed where some person or body is liable to contribute to the maintenance of the child under a court order or agreement.

Paragraph 10: State the nature of the proceedings and the date and effect of any orders made.

FORM A3 Agreement to an Adoption Order (Freeing Cases)

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

Rule 4A.7

IF YOU ARE IN ANY DOUBT ABOUT YOUR LEGAL RIGHTS YOU SHOULD OBTAIN LEGAL ADVICE BEFORE SIGNING THIS FORM.

WHEREAS an application is to be/has been made by _____ *(Insert the name of the adoption agency applying for the order)* for an order freeing _____, *(insert the first name(s) and surname of the child as known to the person giving agreement)* a child, for adoption:

AND WHEREAS the child is the person to whom the birth certificate attached marked 'A' relates:

(AND WHEREAS the child is at least six weeks old:)

I, _____ the undersigned _____ of _____ being a parent/guardian of the child hereby state as follows: –

(1) I consent to the application of _____ an adoption agency, for an order freeing the child for adoption.

(2) I understand that the effect of an adoption order would be to deprive me permanently of parental responsibility for the child and to vest it in the adopters; and in particular I understand that, if and when an adoption order is made, I shall have no right to see or get in touch with the child or to have him/her returned to me.

(3) I further understand that the court cannot make an order freeing a child for adoption without the agreement of each parent or guardian of the child to the making of an adoption order, unless the court dispenses with that agreement on the ground that the person concerned –

- (a) cannot be found or is incapable of giving agreement, or
- (b) is withholding his agreement unreasonably, or
- (c) has persistently failed without reasonable cause to discharge his parental responsibility for the child, or
- (d) has abandoned or neglected the child, or
- (e) has persistently ill-treated the child, or
- (f) has seriously ill-treated the child and the rehabilitation of the child within the household of the parent or guardian is unlikely.

(4) I further understand that, when the application for an order freeing the child for adoption is heard, this document may be used as evidence of my agreement to the making of an adoption order unless I inform the court that I no longer agree.

(5) I hereby freely, and with full understanding of what is involved, agree [unconditionally] [on condition that the religious persuasion in which the child is proposed to be brought up is _____] to the making of an adoption order.

(6) (I have been given an opportunity of making a declaration that I prefer not to be involved in future questions concerning the adoption of the child. I understand that, if I make such a declaration, I will not be told when the child has been adopted or whether he has been placed for adoption. I further understand that I will not be able to apply for a revocation of the order freeing the child for adoption if I make such a declaration. I hereby freely declare, with full understanding of what is involved, that I do not wish to be involved in future questions concerning the adoption of the child.)

(7) (I have been given an opportunity of making a declaration that I prefer not to be involved in future questions concerning the adoption of the child, and the effect of making such a declaration has been explained to me. I do not wish to make such a declaration.)

(8) (I have not received or given any payment or reward for, or in consideration of, the adoption order or consent to the making of an application for an order freeing the child for adoption, for placing the child for adoption with any person or making any arrangements for the adoption of the child (other than a payment to an adoption agency for their expenses incurred in connection with the adoption).)

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Signature:

This form, duly completed, was signed by the said _____ before me at _____ on the
day of _____ 20 ____.

Signature:

Address

Description

Notes

- (a) If the child has previously been adopted a certified copy of the entry in the Adopted Children Register should be attached and not a certified copy of the original entry in the Register of Births.
- (b) Where two or more forms of agreement are supplied to the court at the same time they may both or all refer to a certificate attached to one of the forms of agreement.

Paragraphs 6 and 7: If the parent or guardian does not make the declaration the adoption agency must, after twelve months have passed from the making of the order freeing the child for adoption, inform the parent or guardian whether an adoption order has been made in respect of the child, and, if not, whether the child has his home with a person with whom he has been placed for adoption. Further, if no adoption order has been made in respect of the child or the child does not have his home with a person with whom he has been placed for adoption, then the parent or guardian may apply to the court for revocation of the order freeing the child for adoption.

Witness Statement: In Northern Ireland and England and Wales, the document should be witnessed by a Justice of the Peace. In Scotland, it should be witnessed by a Justice of the Peace or a Sheriff. Outside the United Kingdom it should be witnessed by a person authorised by law in the place where the document is signed to administer an oath for any judicial or legal purpose, a British consular officer, a notary public, or, if the person executing the document is serving in the regular armed forces of the Crown, an officer holding a commission in any of those forces.

FORM A4 Notice of Hearing of an Application for an Order Freeing a Child for Adoption

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

Rule 4A.8(3)

To

of

WHEREAS an application for an order freeing for adoption, a child of the sex born on the day of 20 , was made by of .

AND WHEREAS was appointed guardian ad litem of the child;

TAKE NOTICE: –

1. That the said application will be heard before the judge at on the day of 20 , at o'clock and that you may then appear and be heard on the question whether an order freeing the child for adoption should be made.

2. That you are not obliged to attend the hearing unless you wish to do so or the court notifies you that your attendance is necessary.

3. That while the said application is pending, if the child is being looked after by the applicant, then a parent or guardian of the child who has not consented to the making of the application must not, except with the leave of the court, remove the child from the home of the person with whom the child has his home against the will of that person.

4. That the court has been requested to dispense with your agreement to the making of an adoption order on the ground(s) that and the statement of the facts on which the applicant intends to rely is attached.

If you wish to object you must within 14 days complete the attached Form and return to [the Master (Care and Protection), High Court][the Chief Clerk of County Court/Recorder's Court].*

Dated this day of 20 .

Signed
Solicitor for the Applicant

*Delete as appropriate

FORM A5 Notice of Objection to the Making of an Order Freeing a Child for Adoption

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

Rule 4A.8(4)

[To the Master (Care and Protection), High Court]*

[To the Chief Clerk, County Court/Recorder's Court]*

I have received notice of the hearing of an application for an order freeing a child of the sex born on the day of 20 , for adoption.

I intend to object to the making of such an order and wish to be heard on the hearing of the application. My objections may be summarised as follows:

(Date) Signature
Address

*Delete as appropriate

FORM A6Application for Revocation of an Order Freeing a Child for Adoption

Rule 4A.12(1)

On the day of 20 , this court made an order freeing , a child, for adoption.

I/We (and) of (address), the former parent(s) of the child, apply for revocation of that order on the grounds that: –

1. No adoption order has been made in respect of the child, and
2. The child does not have his home with a person with whom he has been placed for adoption , and
3. I/We wish to resume parental responsibility for the child because

Signed

Dated

Notes

- (1) The application must be made to the court which made the original order, and not earlier than 12 months from the date of that order.
- (2) A parent or guardian of the child who has made a declaration (referred to in Article 17(5)) that he prefers not to be involved in future questions concerning the adoption of the child may not make application for revocation of the order.
- (3) State the reasons relied upon for the revocation of the order.
- (4) Where the court has previously dismissed an application for revocation of a freeing order under Article 20(4), no further application may be made without the leave of the court.

FORM A7Notice of Hearing of an Application for Revocation of an Order Freeing a Child for Adoption

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

Rule 4A.12(2)

To

of

WHEREAS an order was made by _____ on the _____ day of _____ 20____, freeing (enter the first name(s) and the surname of the child), a child of the _____ sex born on the _____ day of _____ 20____, for adoption.

AND WHEREAS an application has been made for the revocation of that order;

TAKE NOTICE:-

1. That the said application will be heard before the judge at _____ on the _____ day of _____ 20____, at _____ o'clock and that you may then appear and be heard on the question whether the order freeing the child for adoption should be revoked.

2. That you are not obliged to attend the hearing unless you wish to do so or the court notified you that your attendance is necessary.

3. It would assist the court if you would complete the attached form and return it to [the Master (Care and Protection)] [the Chief Clerk, _____ County Court/Recorder's Court]*.

Dated this _____ day of _____ 20____.

FORM A7(2)

[To the Master (Care and Protection), High Court].

[To the Chief Clerk, _____ County Court/Recorder's Court]*

Number _____ of 20____.

I received notice of the hearing of the application on the _____ day of _____ 20____.

I wish/do not wish to oppose the application.

I wish/do not wish to appear and be heard on the question whether an order should be made.

(Signature)

(Address)

(Date)

*Delete as appropriate

FORM A8Application for Substitution of One Adoption Agency for Another(Heading as in Form A1)

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

Rule 4A.13(1)

I, _____ an authorised officer of the _____ of _____, and I, _____ an authorised officer of the _____ of _____, both being adoption agencies, wishing to transfer parental responsibility for _____, (enter the name of the child shown in the order referred to in paragraph 1) a child, from _____ to _____ hereby give the following further particulars in support of our application.

1. On the _____ day of _____ 20____, the court made an order freeing the child for adoption under Article (17), (18) (Section 18 of the Adoption Act 1976) (Section 18 of the Adoption (Scotland) Act 1978).

2. On the _____ day of _____ 20____, the court made an order under Article 21 (section 21 of the Adoption Act 1976) (section 21 of the Adoption (Scotland) Act 1978) transferring parental responsibility to _____.

3. A copy of that order is attached.

4. The transfer would be in the best interests of the child because _____

5. The administrative reasons why the transfer is desirable are _____

(6. The former parent(s) _____ of _____ (and _____ of _____) has/have been informed of the making of this application.)

Dated this _____ day of _____ 20____.

(Signatures)

(Addresses)

Notes

Paragraph 1: Delete the appropriate reference to either Article 17 or 18 or section 18 of the Adoption Act 1976 or section 18 of the Adoption (Scotland) Act 1978.

Paragraph 2: To be completed **ONLY** if there has been a previous order transferring parental responsibility. Delete the inappropriate legislative references and enter the name of the agency to which parental responsibility was transferred by the court order.

Paragraph 3: Attach a copy of the appropriate order referred to in paragraph 1 and 2.

Paragraph 4 and 5: State concisely the reason it is desired to transfer the child between the agencies.

Paragraph 6: A former parent is a person as defined in Article 19(1). This paragraph should be deleted only if there are no former parents.

FORM A9 Application for an Adoption Order/Order under Article 57 Authorising a Proposed Foreign Adoption/Convention Adoption Order (Heading as in Form A1)

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

Rule 4A.15(1) Rule 4B.2(2) Rule 4C.3(1)

I/We, the undersigned, _____ (and _____),
wishing to adopt _____, (enter the first name(s) and surname of the
child as shown in any certificate referred to in paragraph 6 below) a child, hereby give the following
further particulars in support of my/our application.

PART I

PARTICULARS OF THE APPLICANT(S)

1. Name and address etc.
Name of (first) applicant in full
Address
Occupation
Date of Birth
Relationship (if any) to the child
Name of (second) applicant in full
Address
Occupation
Date of Birth
Relationship (if any) to the child

2. Domicile

I am/we are/one of us (namely _____) is domiciled in Northern Ireland/England
and Wales/Scotland/ the Channel Islands/the Isle of Man.

3. Status

We are married to each other and our marriage certificate (or other evidence of marriage) is attached
(or I am unmarried/a widow/a widower/a divorcee) (or I am applying alone as a married person and can
satisfy the court that _____).

(4. I am applying alone for an adoption order in respect of my own child and can satisfy the court
that the other natural parent _____).

(5. Health

A report on my/our health by a medical practitioner on the _____ day of _____ 20____,
is attached.

Notes – Part I

Paragraph 1: Insert the address where the applicant has his home and the place (if different) where
documents may be served upon him.

Paragraph 2: May be deleted if the application is for an order under Article 57 authorising a proposed
foreign adoption/a Convention adoption order.

Paragraph 3: Documentary evidence of marital status should be supplied. A married applicant can apply
alone if he or she can satisfy the court that his or her spouse cannot be found, or that they have separated
and are living apart and that the separation is likely to be permanent, or that by reason of physical or
mental ill health the spouse is incapable of making an application for an adoption order. Any documentary
evidence on which the applicant proposes to rely should be attached to the application. The name and
address (if known) of the spouse should be supplied, and the marriage certificate (or other evidence of
marriage) should be attached.

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Paragraph 4: State the reason to be relied upon, e.g. that the other natural parent is dead, or cannot be found, or that there is some other reason, which should be specified, justifying his or her exclusion. Documentary evidence, e.g. a death certificate, should be supplied where appropriate.

Paragraph 5: A separate health report is required in respect of each applicant, and the report must have been made during the period of three months before the date of the application. No report is required, however, if the child was placed for adoption with the applicant by an adoption agency, or if he is the child of the applicant or either of them, or if the application is for a Convention adoption order.

PART II

PARTICULARS OF THE CHILD

6. Identity etc.

The child is of the _____ sex and is not and has not been married. He/she was born on the _____ day of _____ 20____, and is the person to whom the attached birth/adoption certificate relates (or was born on or about the _____ day of _____ 20____, in _____). He/she is a _____ national.

(7. Health

A report on the health of the child, made by a medical practitioner on the _____ day of _____ 20____, is attached.)

(8. The child is free for adoption pursuant to Article (17) (18), (section 18 of the Adoption Act 1976) (section 18 of the Adoption (Scotland) Act 1978) and I/we attach hereto the order of the court, dated _____, to that effect. Parental responsibility for the child was thereby vested in _____ (and was transferred to _____ by order of the _____ court under Article 21, (section 21 of the Adoption Act 1976) (section 21 of the Adoption (Scotland) Act 1978) on _____ 20____).)

(9. Parentage, etc.

The child is the child of _____ whose last known address was _____ (or deceased) and whose last known address was _____ (or deceased).

(10. The guardian(s) of the child (other than the mother or the father of the child) is/are _____ of _____ (and _____ of _____).)

11. Parental agreement

I/We understand that the said _____ (and _____) is/are willing to agree to the making of an adoption order in pursuance of my/our application.)

(12. I/We request the judge to dispense with the agreement of _____ (and _____) on the ground(s) that _____ (and _____) and there are attached hereto three copies of a statement of the facts upon which I/we intend to rely.)

13. Home etc.

The child is being looked after by _____ (who have parental responsibility for the child).

14. Maintenance

_____ of _____ is liable by virtue of an order made by the _____ court at _____ on the _____ day of _____ 20____, (or by an agreement dated the _____ day of _____ 20____) to contribute to the maintenance of the child.)

15. Proposed names

If an adoption order is made in pursuance of this application, the child is to be known by the following names:

Surname

Other names

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Notes – Part II

Paragraph 6: If the child has previously been adopted a certified copy of the entry in the Adopted Children Register should be attached and not a certified copy of the original entry in the Register of Births. Where a certificate is not attached, enter the place (including the country) of birth if known.

Paragraph 7: The report must have been made during the period of three months before the date of the application. No report is required, however, if the child was placed for adoption with the applicant by an adoption agency, or if he is the child of the applicant or either of them or if the application is for a Convention adoption order.

Paragraph 8: The order made by the court freeing the child for adoption and any order made under Article 21 (or under section 21 of either Act) should be attached.

Paragraph 9: This paragraph and paragraphs 10 to 14 only apply if the child is not free for adoption. If the child has previously been adopted, give the names of his adoptive parents and not those of his natural parents. If the child's parents were not married to each other at the time of his birth and the father has parental responsibility for the child, give details under paragraph 19 of the court order or agreement which provides for that parental responsibility.

Paragraph 10: Enter particulars of any person appointed by a court of competent jurisdiction or under Article 159 of the Children (Northern Ireland) Order 1995 to be a guardian. Delete this paragraph if the child has no guardian.

Paragraphs 11 and 12: Enter either in paragraph 11 or 12 the names of the persons mentioned in paragraphs 9 and 10, except that in the case of a child whose parents were not married to each other at the time of his birth the father of the child should be entered only if he has parental responsibility for the child by virtue of a court order or by agreement or he has a residence order in respect of the child. Where it is sought to dispense with parental agreement, enter in paragraph 12 one or more of the grounds set out in Article 16(2).

Paragraph 13: This paragraph should be completed where the child is being looked after by a Board or a voluntary organisation.

Paragraph 14: This paragraph should be completed where some person or body is liable to contribute to the maintenance of the child under a court order or agreement.

PART III

GENERAL

16. The child has lived with me/us continuously since the day of 20 , (and has accordingly had his home with me/us for the five years preceding the date of this application).

17. The child was (placed with me/us for adoption on the day of 20 , by , an adoption agency) (or received into my/our home in the following circumstances:

18. I/we notified the Board on the day of 20 , of my/our intention to apply for an adoption order in respect of the child.

19. No proceedings relating in whole or in part to the child other than as stated in paragraph 8 have been completed or commenced in any court in Northern Ireland or elsewhere (except).

20. I/we have not received or given any payment or reward for, or in consideration of, the adoption of the child, for any agreement to the making of an adoption order, the transfer of the home of the child with a view to adoption or the making of any arrangements for adoption (except as follows: –

)

21. As far as I/we know, the only person(s) or bod(y)(ies) who have taken part in the arrangements for the child's adoption are

22. For the purpose of this application reference may be made to of .

23. I/we desire that my/our identity should be kept confidential, and the serial number assigned to me/us is .

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24. I/we intend to adopt the child under the law of or within _____, which is the country of my/our domicile, and evidence as to the law of adoption in that country is filed with this process.

25. I/we desire to remove the child from the British Isles for the purpose of adoption.

I/we accordingly apply for an adoption order/an order under Article 57 authorising a proposed foreign adoption/a Convention adoption order in respect of the child.

Dated this _____ day of _____ 20 ____.

Signature(s)

Notes – PART III

Paragraphs 16 and 17: Under Article 13 an adoption order cannot be made unless the child has had his home with the applicants or one of them:-

- (a) for at least 13 weeks if the applicant or one of them is a parent, step-parent or relative of the child or if the child was placed with the applicant by an adoption agency or in pursuance of an order of the High Court; or
- (b) for at least 6 months if the proposed adoption is to be effected as a Convention adoption order; or
- (c) for at least 12 months in any other case.

Paragraph 18: Notice does not have to be given if the child was placed with the applicant by an adoption agency. Where notice does have to be given, no order can be made until the expiration of three months from the date of the notice.

Paragraph 19: The nature of the proceedings and the date and effect of any orders made should be stated. The court cannot proceed with the application if a previous application made by the same applicant in relation to the child was refused, unless one of the conditions in Article 25(1) is satisfied.

Paragraph 21: Enter the name and address of the adoption agency or individual who took part in the arrangements for placing the child for adoption in the home of the applicant. In Convention proceedings it is only necessary to specify those who took part in the arrangements in the country where the order is to be made.

Paragraph 22: Where the applicant or one of the applicants is a parent of the child, or a relative as defined by Article 2(2), or the child was placed with the applicant by an adoption agency or if the application is for a Convention adoption order, no referee need be named.

Paragraph 23: If the applicant wishes his identity to be kept confidential, the serial number obtained under rule 4A.14 should be given.

FORM A10 Notice to Board under Article 22(1) of the Adoption (Northern Ireland) Order 1987

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

Rule 4A.15(4)

IN THE MATTER of the Adoption (Northern Ireland) Order 1987

AND

IN THE MATTER OF _____, an infant

I/we _____ of _____ hereby give notice* as required by Article 22(1) of the Adoption (Northern Ireland) Order 1987 of my/our intention to apply for an adoption order in respect of _____ an infant aged _____ of the _____ sex who is in my/our home at (full address) _____

Dated this _____ day of _____ 20 _____.

(Signed)

NOTE: IMPORTANT

* This notice is only required to be issued where the child has not been placed for adoption by an adoption agency. It must be addressed to the Board in whose area the applicant has his home.

Where the applicant is made *jointly* by husband and wife the notice must be signed by them both, unless neither of them or only one of them has his home in Northern Ireland, when one signature is sufficient.

This notice must *not* be given before the infant attains the age of six weeks and must be received by the Board three months before the order to be applied for is made.

FORM A11 Agreement to an Adoption Order/a Proposed Foreign Adoption/a Convention Adoption Order (Heading as in Form A1)

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

Rule 4A.19(1)

IF YOU ARE IN ANY DOUBT ABOUT YOUR LEGAL RIGHTS YOU SHOULD OBTAIN LEGAL ADVICE BEFORE SIGNING THIS FORM.

WHEREAS an application is to be/has been made by _____ and _____ (or under serial No. _____) *(insert either the name(s) of the applicants or the serial number assigned to the applicant(s) for the purposes of the application)* for an adoption order or order authorising a proposed foreign adoption or a Convention adoption order in respect of _____ *(enter the first name(s) and surname of the child as known to the person giving agreement)* a child;

AND WHEREAS the child is the person to whom the birth certificate attached marked 'A' relates;

(AND WHEREAS the child is at least six weeks old:)

I, _____ the undersigned _____ of _____ being a parent/guardian of the child hereby state as follows: –

(1) I understand that the effect of an adoption order/an order authorising a proposed foreign adoption/a Convention adoption order will be to deprive me permanently of parental responsibility for the child and to vest it in the applicant(s); and in particular I understand that, if an order is made, I shall have no right to see or get in touch with the child or to have him/her returned to me.

(2) I further understand that the court cannot make an adoption order/an order authorising the proposed foreign adoption of the child/a Convention adoption order without the agreement of each parent or guardian of the child unless the court dispenses with an agreement on the ground that the person concerned –

- (a) cannot be found or is incapable of giving agreement, or
- (b) is withholding his agreement unreasonably, or
- (c) has persistently failed without reasonable cause to discharge his parental responsibility for the child, or
- (d) has abandoned or neglected the child, or
- (e) has persistently ill-treated the child, or
- (f) has seriously ill-treated the child and the rehabilitation of the child within the household of the parent or guardian is unlikely.

3. I further understand that when the application for an adoption order/order authorising the proposed foreign adoption of the child/a Convention adoption order is heard, this document may be used as evidence of my agreement to the making of the order, unless I inform the court that I no longer agree.

4. I hereby freely, and with full understanding of what is involved, agree (unconditionally) (on condition that the religious persuasion in which the child is proposed to be brought up is _____) to the making of an adoption order/an order authorising the proposed foreign adoption of the child/a Convention adoption order in pursuance of the application.

5. As far as I know, the only person(s) or bod(y)(ies) who has/have taken part in the arrangements for the child's adoption is/are _____ (and _____).

6. I have not received or given any payment or reward for, or in consideration of, the adoption of the child, or any agreement to the making of an adoption order or placing the child for adoption with any person or making arrangements for the adoption of the child (other than payment to an adoption agency for their expenses incurred in connection with the adoption).

Signature:

This form, duly completed, was signed by the said _____ before me
at _____ on the _____ day of _____ 20 ____.

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

Signature:

Address:

Description:

Notes

If the child has previously been adopted a certified copy of the entry in the adopted Children Register should be attached and not a certified copy of the original entry in the Register of Births.

Where two or more forms of agreement are supplied to the court at the same time they may both or all refer to a certificate attached to one of the forms of agreement. The father of a child who was not married to the child's mother when he was born is not a parent for this purpose unless he has parental responsibility by virtue of a court order or an agreement or he has a residence order in respect of the child, "guardian" also means a person appointed by court of competent jurisdiction or under Article 159 of the Children (Northern Ireland) Order 1995 to be the guardian of the child.

Paragraph 3: Notice will be given of the hearing of the application and of the court by which it is to be heard. After the making of the application a parent or guardian who has agreed cannot remove the child from the home of the applicant(s) except with the leave of the court.

Paragraph 5: Enter the name and address of the adoption agency or individual who took part in the arrangements for placing the child in the home of the applicant(s).

Witness statement: In Northern Ireland and England and Wales the document should be witnessed by a Justice of the Peace. In Scotland, it should be witnessed by a Justice of the Peace or a Sheriff. Outside the United Kingdom it should be witnessed by a person authorised by law in the place where the document is signed to administer an oath for any judicial or legal purpose, a British consular officer, a notary public, or, if the person executing the document is serving in the regular armed forces of the Crown, an officer holding a commission in any of those forces.

FORM A12 Notice of Hearing of an Application for an Adoption Order/an Order under Article 57 Authorising a Proposed Foreign Adoption/a Convention Adoption Order*(Heading as in Form A1)*

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

Rule 4A.20(3)

To _____ of _____

WHEREAS an application for an adoption order/an order under Article 57 authorising a proposed foreign adoption/a Convention adoption order in respect of _____, *(enter the name(s) and surname of the child as shown in the application)* a child of the _____ sex born on the _____ day of _____ 20____, has been made (by _____ (and _____) of _____) *(enter the name(s) of the applicants)*.

TAKE NOTICE: –

1. That the said application will be heard before the judge at _____ on the _____ day of 20____, at _____ o'clock and that you may then appear and be heard on the question whether an adoption order/an order under Article 57 authorising a proposed foreign adoption/a Convention adoption order should be made.)

2. That you are not obliged to attend the hearing unless you wish to do so or the court notifies you that your attendance is necessary.

3. That while the application is pending, a parent or guardian of the child who has agreed to the making of an order must not, except with the leave of the court, remove the child from the home of the applicant.

4. That the application states that the child has had his home with the applicant for the five years preceding the application and accordingly, if that is correct, no person is entitled, against the will of the applicant, to remove the child from the applicant's home except with the leave of the court or under authority conferred by an enactment or on the arrest of the child.

5. That the court has been requested to dispense with your agreement to the making of an order on the ground(s) that _____ and a statement of the facts on which the applicant intends to rely is attached.)

If you wish to object to the making of the order you should within 14 days complete the attached Form and return it to [the Master (Care and Protection), High Court] [the Chief Clerk of _____ County Court/Recorder's Court].*

Dated the _____ day of _____ 20____.

Signed _____
Solicitor for the Applicant

*Delete as appropriate

When this form is used under rule 4A.25(2) to give notice of a further hearing of an application, it is to be amended so as to refer to a further hearing and so as to give particulars of the interim order.

Paragraph 4: This paragraph should be deleted except where it appears from the application that the child had had his home with the applicant for five years.

Paragraph 5: Unless deleted, this paragraph should contain the grounds specified in the application.

FORM A13 Notice of Presentation of an Application for an Adoption Order/an Order under Article 57 Authorising a Proposed Foreign Adoption/a Convention Adoption Order

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

Rule 4A.20(4)

Serial No.

To

of

WHEREAS an application for an adoption order/order under Article 57 authorising a proposed foreign adoption/a Convention adoption order in respect of the above named child of the sex born on the day of 20 is to be heard by the above court.

TAKE NOTICE that under Rule 4A.20(6) of the Family Proceedings Rules (Northern Ireland) 1996 (S.R. 1996 No. 322) if you wish to object to the grant of an adoption order/an order under Article 57 authorising a proposed foreign adoption/a Convention adoption order you must, within 14 days of service on you of this notice, give to [the Master (Care and Protection)] [the Chief Clerk, County Court/Recorder's Court]* written notice in Form A15 of your intention to object, quoting the above serial number.

If you give such written notice, you will be notified of the date on which you must attend court.

AND FURTHER TAKE NOTICE that if you do not give such written notice of your intention to object to the making of the said order at the said hearing the court may make such order as in the opinion of the court is just and expedient.

Dated this day of 20 .

Signed

Solicitor for the Applicant

Notes

* Delete as appropriate

When this form is used under rule 4A.25(2) to give notice of a further hearing of an application, it is to be amended so as to refer to a further hearing and so as to give particulars of the interim order.

FORM A14 Notice of Objection to the Making of an Adoption Order/an Order under Article 57 Authorising a Proposed Foreign Adoption/a Convention Adoption Order

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

Rule 4A.20(6) Rule 4A.25(2)

[To the Master (Care and Protection), High Court,]*

[To the Chief Clerk , County Court/Recorder's Court]*

I received the notice of the hearing of an application for an adoption order/order under Article 57 authorising a proposed foreign adoption/a Convention adoption order in respect of child of the sex born on the day of 20 .

I intend to object to the making of such an order and wish to be heard on the hearing of the application. My objections may be summarised as follows:

(Date)

Signature

Address

Notes

*Delete as appropriate

FORM A15 Notice of Objection to the Making of an Adoption Order/Order under Article 57 Authorising a Proposed Foreign Adoption/a Convention Adoption Order

Rule 4A.20(6) Rule 4A.25(2)

Serial No.:

[To the Master (Care and Protection), High Court]*

[The Chief Clerk , County Court/Recorder's Court]*

I have received notice of the presentation of an application for an adoption order/order under Article 57 authorising a proposed foreign adoption/a Convention adoption order in respect of a child of the sex born on the day of 20 .

I intend to object to the making of such an order and wish to be heard by the court. My objections may be summarised as follows:

(Date)

Signature

Address

Notes

*Delete as appropriate

FORM A16 Application for the Annulment of a Convention Adoption or Convention Adoption Order

IN THE HIGH COURT

IN THE MATTER OF

IN THE MATTER OF the Adoption (Northern Ireland) Order 1987

1. That the adoption which was authorised on the _____ day of _____ 20____, at _____, by which _____ (and _____) was (or were) authorised to adopt the said _____ be annulled.

(2. That the leave of the court be granted for the purpose of making this application out of time.)

3. That the costs of this application be provided for.

This summons was taken out by _____ of _____, solicitor for the above named.

This form is for use when the adoption is to be annulled under Article 55A of the Adoption (Northern Ireland) Order 1987. An application may not be made unless either the adopter or both adopters, as the case may be, or the adopted person habitually resides in Northern Ireland immediately before the application is made.

Paragraph 2: Except with the leave of the court, an application to annul an adoption may not be made later than two years after the date of the adoption to which it relates.

22

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

Rule 4B.7

IN THE HIGH COURT

No. of 20 .

IN THE MATTER OF

(Enter the full name(s) by which the adopted person has been known since the adoption)

and

IN THE MATTER OF the Adoption (Northern Ireland) Order 1987

Let of

attend at the Royal Courts of Justice, Belfast, BT1 3JF, on a date to be fixed for the hearing of the application of

of

for –

1. A direction that the Convention adoption which was authorised on the day of [19][20] ,
at , by which
(and) was (or were) authorised to adopt the said was not, under the law of the country in which the adoption was effected, a full adoption; (that the consents referred to in Articles 4(c) and (d) of the Convention have not been given for a full adoption) (that the United Kingdom is not the receiving State within the meaning of Article 2 of the Convention); and that it would be more favourable for the said if a direction under Article 40(3A) of the Adoption (Northern Ireland) Order 1987 was given.
2. A direction that Article 40(2) of the Adoption (Northern Ireland) Order 1987 shall not apply to the said to the extent that –).
3. An order that the costs of this application be provided for.

Dated this day of 20 .

This summons was taken out by of

solicitor for the above named.

FORM A18Application for an Order that an Overseas Adoption or a Determination Cease to be Valid or that a Determination has been Affected by a Subsequent Determination*(Heading as in Form A16)*

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

Rule 4B.8

Let _____ of _____
attend at the Royal Courts of Justice, Belfast, BT1 3JF on a date to be fixed for the hearing of the
application of _____ of _____ for: –

- (1. An order that an overseas adoption which was authorised on the _____ day of _____ 20____, at _____, by which _____ (and _____) was (were) authorised to adopt the said _____ do cease to be valid in Northern Ireland;)
- (2. An order that a determination made by an authority of a specified country to authorise or review the authorisation of an adoption order made under any enactment in force in a specified country and corresponding to Articles 12(1) and 16A of the Adoption (Northern Ireland) Order 1987 do cease to be valid in Northern Ireland;)
- (3. An order that a determination made by an authority of a specified country to give or review a decision revoking or annulling an order made under any enactment in force in a specified country and corresponding to Articles 12(1) and 16A of the Adoption (Northern Ireland) Order 1987 do cease to be valid in Northern Ireland;)
- (4. A decision as to the extent, if any, to which a determination mentioned in paragraph 2 (or 3) above has been affected by a subsequent determination;)
- (5. An order that the costs of this application be provided for.)

Dated this _____ day of _____ 20____.

This summons was taken out by _____ of _____ solicitor for the above named.

Notes

This form is principally for use if the applicant claims that the adoption or determination is contrary to public policy or that the authority which purported to authorise the adoption or make the determination was not competent to entertain the case. The applicant should delete the paragraphs which are not relevant.

Paragraph 1: An overseas adoption means an adoption which is an overseas adoption for the purposes of the Adoption Act 1976 or the Adoption (Scotland) Act 1978.

FORM A19 Affidavit in Support of Application under Article 55A (Heading as in Form A16)

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

Rule 4B.9

I/we _____ of _____
hereby make oath and say that the particulars set out in this affidavit are true.

1. Name of (first) adopter in full
Address _____
2. Name of second adopter in full
Address _____
3. Name of adopted person in full _____
4. The said _____ (and the said _____) habitually reside(s) in Northern Ireland.
5. The adopted person is of the _____ sex, is a national of _____ and was born at _____ on the _____ day of _____ 20 ____.
6. On the _____ day of _____ 20 ____ the said _____ (and _____) was (or were) authorised to adopt the said _____ by _____ at _____ and those persons are the persons to whom the certified copy of an entry in a public register (or other evidence of adoption) which is exhibited to this affidavit relates.
7. At the time at which the adoption was authorised the said _____ was a national of _____ and resided in _____ (the said _____ was a national of _____ and resided in _____) and the adopted person was a national of _____ and resided in _____.)
or
7. For other applications, details of the marriage or, as appropriate, of the determination or determinations should be given and any necessary documentary evidence relating thereto supplied.).
8. A statement of the grounds upon which the applicant intends to rely is exhibited to this affidavit.)

Sworn etc

This affidavit is filed on behalf of the applicant(s).

Notes

Paragraph 3: Enter the name(s) by which the adopted person has been known since the adoption.

Paragraph 4: This paragraph is not required for applications made under Article 55A(2). Where this paragraph is required, no application may be made to the court unless the adopter or, as the case may be, both adopters or the adopted person habitually reside in Northern Ireland immediately before the application is made. Therefore, the name(s) of either the adopter(s) or the adopted person should be entered.

Paragraph 6: Enter the description and the full address of the authority which authorised the adoption. Evidence of the adoption may be given either by a certified copy of an entry in a public register relating to adoptions or by a certificate that the adoption has been effected signed by a person who is authorised by the law of the country concerned to do so.

Paragraph 7: This paragraph should be completed where the application is made under Article 55A(1). Enter the name of the first adopter and of the second adopter, if applicable.

Paragraph 8: A statement of facts is required for an application to revoke a Convention adoption order under Article 55A. Expert evidence as to notified provisions may be necessary. In that or any other case where the applicant intends to rely on any provision of foreign law relating to adoption, any accompanying affidavit thereon must be sworn by a person who is suitably qualified on account of his knowledge or experience to give evidence as to the law concerned.

FORM A20Application for leave of Court where Application for Adoption Order/Freeing Order/Revocation of Freeing Order is pending(Heading as in Form A1)

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

Rule 4C.1(2)(a)

WHEREAS an application for (an adoption order) (an order under Article 17 – Freeing for adoption – consent cases) (an order under Article 18 – Freeing for adoption – dispensation with consent cases) (an order under Article 20 – revocation of a freeing order) in respect of , a child of the sex born on the day of 20 , has been made by (and) of ;

AND WHEREAS has been appointed guardian ad litem of the child;

TAKE NOTICE that I/We , (description) of , hereby made application for

- (1. leave of the court under Article 20(2) to place the child for adoption);
- (2. leave of the court under Article 28(1), to remove the child from the home of);
- (3. leave of the court under Article 28(2), to remove the child from the home of);
- (4. leave of the court under Article 29(1), to remove the child from the home of an applicant for an adoption order in respect of the child, with whom the child has had his home for the 5 years preceding the making of the application);
- (5. leave of the court under Article 29(2), to remove the child from the home of , being a person who has given notice to the Board of his intention to apply for an adoption order and with whom the child has had his home for the preceding 5 years);
- (6. an order of the court directing , of , who removed the child from my/our home in breach of Article 28/29 to return the child to me/us);
- (7. an order of the court directing , of , not to remove the child from my/our home in breach of Article 28/29);
- (8. leave of the court under Article 31(2), to give notice to (and) of , applicants for an adoption order in respect of the child, of our intention to remove the child from his/their home).

THE GROUNDS on which I/We rely in support of this application are

Signed

Dated

Notes

Paragraph 1: May only be completed by the adoption agency holding parental responsibility by virtue of a freeing order.

Paragraph 2: To be completed by the parent or guardian, or applicant where the child has been placed for adoption.

Paragraph 3: To be completed by the parent or guardian of the child, with whose consent it is proposed to dispense.

Paragraph 7: The order may only be made if the applicant for the order has reasonable grounds for believing that the person named intends to remove the child.

Paragraph 8: May only be completed by the adoption agency which placed the child with the prospective adopters.

FORM A21 Application for Leave of Court where no Application under Article 17, 18 or 20 is pending (Heading as in Form A1)

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

Rule 4C.1(2)(b)

I/We, the undersigned, (and .) of hereby make application for

- (1. leave of the court under Article 20(2) to place the child for adoption)
- (2. leave of the court under Article 28(1), to remove the child from the home of);
- (3. leave of the court under Article 28(2), to remove the child from the home of);
- (4. leave of the court under Article 29(1), to remove the child from the home of an applicant for an adoption order in respect of the child, with whom the child has had his home for the 5 years preceding the making of the application);
- (5. leave of the court under Article 29(2), to remove the child from the home of , being a person who has given notice to the Board of his intention to apply for an adoption order and with whom the child has had his home for the preceding 5 years);
- (6. an order of the court directing , of , who removed the child from my/our home in breach of Article 28/29 to return the child to me/us);
- (7. an order of the court directing , of , not to remove the child from my/our home in breach of Article 28/29);
- (8. leave of the court under Article 31(2), to give notice to (and) of , applicants for an adoption order in respect of the child, of our intention to remove the child from his/their home).

THE GROUNDS on which I/We rely in support of this application are

Signed

Dated

Notes

Paragraph 1: May only be completed by the adoption agency holding parental responsibility by virtue of a freeing order.

Paragraph 2: To be completed by the parent or guardian, or applicant where the child has been placed for adoption.

Paragraph 3: To be completed by the parent or guardian of the child, with whose consent it is proposed to dispense.

Paragraph 7: The order may only be made if the applicant for the order has reasonable grounds for believing that the person named intends to remove the child.

Paragraph 8: May only be completed by the adoption agency which placed the child with the prospective adopters.

FORM A22 *Order Freeing a Child for Adoption (Consent Cases)* (Heading as in Form A1)

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

Rule 4C.6

WHEREAS an application has been made (jointly) by _____ of _____, being an adoption agency, (and _____ parent(s) or guardian(s) of the child) for an order freeing for adoption _____, a child of the _____ sex, the child of _____ (and _____);

IT IS ORDERED that the child be freed for adoption and that parental responsibility for the child be vested in:

(AND AS REGARDS COSTS it is ordered that _____);

(AND WHEREAS the precise date of the child's birth has not been proved to the satisfaction of the court, but the court has determined the probable date of his/her birth to be the _____ day of _____ 20 ____);

(AND WHEREAS it has been proved to the satisfaction of the court that the child was born in _____ (country);)

(AND WHEREAS the place of birth of the child has not been proved to the satisfaction of the court (but it appears probable that the child was born in the United Kingdom, the Channel Islands or the Isle of Man, the child is treated as having been born in the registration district of _____ in the county of _____);)

(AND WHEREAS it has been proved to the satisfaction of the court that the child is identical with _____ to whom the entry numbered _____ made on the _____ day of _____ 20 __, in the Register of Births for the registration district of _____ in the county of _____ relates (or with _____ to whom the entry numbered and dated the _____ day of _____ 20 __, in the Adopted Children Register relates);)

IT IS DIRECTED that this order is sufficient proof of the above particulars for the purposes of any future adoption application in respect of the child.

AND IT IS FURTHER RECORDED that _____ (and _____ being a parent or guardian of the child) made a declaration under Article 17(5) that he/she prefers not to be involved in future questions concerning the adoption of the child.

Dated this _____ day of _____ 20 ____.

FORM A23 Order Freeing a Child for Adoption (Dispensation with Parental Consent) (Heading as in Form A1)

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

Rule 4C.6

WHEREAS an application has been made under Article 18(1) by _____ of _____, being an adoption agency, for an order freeing for adoption _____, a child of the sex, the child of _____ (and _____);

IT IS ORDERED that parental agreement to the making of an adoption be dispensed with on the grounds that *(enter one or more of the grounds set out in Article 16(2)).*

AND IT IS ORDERED that the child be freed for adoption and that parental responsibility for the child be vested in _____.

(AND AS REGARDS COSTS it is ordered that _____;)

(AND WHEREAS the precise date of the child's birth has not been proved to the satisfaction of the court, but the court has determined the probable date of his/her birth to be the _____ day of _____ 20 _____;)

(AND WHEREAS the place of birth of the child has not been proved to the satisfaction of the court (but it appears probable that the child was born in the United Kingdom, the Channel Islands or the Isle of Man, the child is treated as having been born in the registration district of _____ in the county of _____);)

(AND WHEREAS it has been proved to the satisfaction of the court that the child is identical with _____ to whom the entry numbered _____ made on the _____ day of _____ 20 _____ in the Register of Births for the registration district of _____ in the county of _____ relates (or with _____ to whom the entry numbered _____ and dated the _____ day of _____ 20 _____, in the Adopted Children Register relates);)

IT IS DIRECTED that this order is sufficient proof of the above particulars for the purposes of any future adoption application in respect of the child.

Dated this _____ day of _____ 20 _____.

FORM A24 Order revoking an Order Freeing a Child for Adoption/ dismissing an Application to revoke an Order Freeing a Child for Adoption*(Heading as in Form A1)*

Rule 4C.6

WHEREAS an application has been made by _____ of _____ (and _____ of _____) for an order revoking an order freeing for adoption _____, a child of the _____ sex, the child of (and _____), such order having been made by the _____ court on the _____ day of _____ 20 _____;

IT IS ORDERED that the said order be revoked and that parental responsibility for the child be vested in (and _____);

(AND IT IS ORDERED that the application be dismissed (and that the applicant(s) shall not make further application under Article 20);

(AND IT IS ORDERED that _____ of _____ do make periodical payments to the child in the sum of £ _____ payable _____;)

(IT IS ORDERED that _____, the adoption agency which obtained the order under Article (17)(18), is released from the duty of complying further with Article 19(3) as respects the applicant(s).)

(AND AS REGARDS COSTS it is ordered that _____;)

Dated this _____ day of _____ 20 _____.

FORM A25 Interim Order*(Heading as in Form A1)*

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

Rule 4C.6

WHEREAS an application has been made by _____ of _____ (and _____) for an adoption order in respect of a child of the _____ sex, the child/adopted child of _____ (and _____);

IT IS ORDERED that the determination of the application be postponed and that the applicant(s) do have parental responsibility for the child until the _____ day of _____ 20____, by way of a probationary period (or that the determination of the application be postponed to the _____ day of _____ 20____, and that the applicant(s) do have parental responsibility for the child until that day by way of a probationary period) (upon the following terms, namely _____);

(AND AS REGARDS COSTS it is ordered that _____);

(AND IT IS ORDERED that the application be further heard before the judge at _____ on the _____ day of _____ 20____.

Dated this _____ day of _____ 20____.

FORM A26 Direction under Article 40(3A) of the Adoption (Northern Ireland) Order 1987 (Heading as in Form A17)

Rule 4C.6

WHEREAS an application has been made (jointly) by _____ of _____ (and _____) for a direction under Article 40(3A) of the Adoption (Northern Ireland) Order 1987 in respect of the adoption which was authorised on the _____ day of _____ 20____, at _____, by which _____ (and _____) was (or were) authorised to adopt the said _____.

AND WHEREAS the Court is satisfied that: –

1. The adoption of the said _____ was effected as a Convention adoption on the _____ day of _____ [19____] [20____] in _____; and
2. Under the law of that country the adoption was not effected as a full adoption; and
3. (The consents referred to in Articles 4(c) and (d) of the Convention have not been given for a full adoption) (the United Kingdom is not the Receiving State (within the meaning of Article 2 of the Convention)*; and
4. In all the circumstances, it would be more favourable for the said _____ for a direction to be given under Article 40(3A) of the Adoption (Northern Ireland) Order 1987.

IT IS DIRECTED that –

1. (Article 40(2) of the Adoption (Northern Ireland) Order 1987 shall not apply to the said _____).
2. (Article 40(2) of the Adoption (Northern Ireland) Order 1987 shall apply to the said _____ with the following modifications):

(AND AS REGARDS COSTS it is ordered that _____).

Dated this _____ day of _____ 20____.

*Delete as appropriate

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

FORM A27(Convention) Adoption Order/Order Authorising a Proposed Foreign Adoption(Heading as in Form A1)

Rule 4C.6

WHEREAS an application has been made by _____ of _____ whose occupation is _____ (and _____ whose occupation is _____) for an adoption order/an order authorising a proposed foreign adoption/a Convention adoption order in respect of _____, a child of the _____ sex, the child/adopted child of _____ (and _____);

IT IS ORDERED that (the applicant(s) do adopt the child)(or the applicant(s) be authorised to remove the child from Northern Ireland for the purpose of adopting him/her under the law of or within the country in which the applicant is/applicants are domiciled, and that parental responsibility for the child be vested in the applicant(s).

(AND AS REGARDS COSTS, it is ordered that _____ ;)

(AND IT IS RECORDED that the _____, being an adoption agency, placed the child for adoption with the applicant(s)/the _____ Board was notified of the applicant(s) intention to adopt the child;)

(AND WHEREAS the child was freed for adoption by the court on the _____ day of _____ 20 ____ ;)

(AND WHEREAS the precise date of the child's birth has not been proved to the satisfaction of the court, but the court has determined the probable date of his/her birth to be the _____ day of _____ 20 ____ ;)

(AND WHEREAS it has been proved to the satisfaction of the court that the child was born in (country);)

(AND WHEREAS the place of birth of the child has not been proved to the satisfaction of the court (but it appears probable that the child was born in the United Kingdom, the Channel Islands or the Isle of Man, the child is treated as having been born in the registration district of _____ in the county of _____);)

(AND WHEREAS it has been proved to the satisfaction of the court that the child was born on the _____ day of _____ 20 ____, (and is identical with _____ to whom the entry numbered _____ made on the _____ day of _____ 20 ____, in the Register of Births for the registration district of _____ in the county of _____ relates) (or with _____ to whom the entry numbered _____ and dated the _____ day of _____ 20 ____, in the Adopted Children Register relates);)

(AND WHEREAS the name or names and surname stated in the application as those by which the child is to be known are _____ ;)

IT IS DIRECTED that the Registrar General shall make in the Adopted Children Register an entry in accordance with Article 51 of the 1987 Order recording the particulars set out in this order);

(AND IT IS FURTHER DIRECTED that the aforesaid entry in the Register of Births/Adopted Children Register be marked with the words "adopted"/"re-adopted"/"proposed foreign adoption"/"proposed foreign re-adoption"/"proposed Convention adoption".)

Dated this _____ day of _____ 20 ____ .