
SCOTTISH STATUTORY INSTRUMENTS

2009 No. 268

The Adoption (Disclosure of Information and Medical Information about Natural Parents) (Scotland) Regulations 2009

PART 2

DISCLOSURE OF INFORMATION

Transfer of case records

8.—(1) An adoption agency must transfer a copy of a case record (or part thereof) to another adoption agency when it considers this to be in the interests of an adopted child or prospective adoptive parent to whom the record relates, and a written record must be kept of any such transfer.

(2) Where a registered adoption service intends to cease to act or exist as such, it must transfer its case records and the indexes to them which it holds in relation to an adopted child or a prospective adoptive parent—

- (a) to another registered adoption service, having first obtained the Scottish Ministers' approval for such transfer;
- (b) to the local authority in whose area the service's head office is situated; or
- (c) in the case of a service which amalgamates with another registered adoption service to form a new registered adoption service, to the new body.

(3) A registered adoption service to which case records or the indexes to them are transferred by virtue of paragraph (2) must notify the Scottish Ministers and the adopted child or prospective adoptive parent to whom the record relates, in writing, of such transfer.