
Changes to legislation: There are currently no known outstanding effects for the Child Abduction Act 1984, Cross Heading: Adoption and custodianship. (See end of Document for details)

SCHEDULE

MODIFICATIONS OF SECTION 1 FOR CHILDREN IN CERTAIN CASES

Adoption and custodianship

- 3 [F1(1) This paragraph applies where—
- (a) a child is placed for adoption by an adoption agency under section 19 of the Adoption and Children Act 2002, or an adoption agency is authorised to place the child for adoption under that section; or
 - (b) a placement order is in force in respect of the child; or
 - (c) an application for such an order has been made in respect of the child and has not been disposed of; or
 - (d) an application for an adoption order has been made in respect of the child and has not been disposed of; or
 - (e) an order under section 84 of the Adoption and Children Act 2002 (giving parental responsibility prior to adoption abroad) has been made in respect of the child, or an application for such an order in respect of him has been made and has not been disposed of.]
- [F1(2) Where this paragraph applies, section 1 of this Act shall have effect as if—
- (a) the reference in subsection (1) to the appropriate consent were—
 - (i) in a case within sub-paragraph (1)(a) above, a reference to the consent of each person who has parental responsibility for the child or to the leave of the High Court;
 - (ii) in a case within sub-paragraph (1)(b) above, a reference to the leave of the court which made the placement order;
 - (iii) in a case within sub-paragraph (1)(c) or (d) above, a reference to the leave of the court to which the application was made;
 - (iv) in a case within sub-paragraph (1)(e) above, a reference to the leave of the court which made the order or, as the case may be, to which the application was made;
 - (b) subsection (3) were omitted;
 - (c) in subsection (4), in paragraph (a), for the words from “in whose favour” to the first mention of “child” there were substituted “who provides the child’s home in a case falling within sub-paragraph (1)(a) or (b) of paragraph 3 of the Schedule to this Act”; and
 - (d) subsections (4A), (5), (5A) and (6) were omitted.]
- [F2(3) Sub-paragraph (2) above shall be construed as if the references to the court included, in any case where the court is a magistrates’ court, a reference to any magistrates’ court acting for the same area as that court]

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Textual Amendments

- F1** Sch. paras. 3(1)(2) substituted (30.12.2005) by Adoption and Children Act 2002 (c. 38), s. 148(1), **Sch. 3 para. 43(2)** (with Sch. 4 paras. 6-8, 21); S.I. 2005/2213, art. 2(o); S.I. 2005/2213, art. 2(o)
- F2** Sch. para. 3(3) added (14.10.1991) by Children Act 1989 (c. 41, SIF 20), s. 108(4), **Sch. 12 para. 40(6)** (with Sch. 14 para. 1(1)); S.I. 1991/828, **art. 3(2)**

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