



Adoption and Children Act 2002

2002 CHAPTER 38

PART 1

ADOPTION

CHAPTER 4

STATUS OF ADOPTED CHILDREN

70 Dispositions depending on date of birth

- (1) Where a disposition depends on the date of birth of a person who was born illegitimate and who is adopted by one of the natural parents as sole adoptive parent, section 69(2) does not affect entitlement by virtue of Part 3 of the Family Law Reform Act 1987 (c. 42) (dispositions of property).
- (2) Subsection (1) applies for example where—
- (a) a testator dies in 2001 bequeathing a legacy to his eldest grandchild living at a specified time,
 - (b) his unmarried daughter has a child in 2002 who is the first grandchild,
 - (c) his married son has a child in 2003,
 - (d) subsequently his unmarried daughter adopts her child as sole adoptive parent.

In that example the status of the daughter's child as the eldest grandchild of the testator is not affected by the events described in paragraphs (c) and (d).

Commencement Information

- II** S. 70 in force at 30.12.2005 by [S.I. 2005/2213](#), [art. 2\(d\)](#) (with savings and transitional provisions in [S.I. 2005/2897](#), arts. 3-16)

Changes to legislation:

Adoption and Children Act 2002, Section 70 is up to date with all changes known to be in force on or before 08 August 2019. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 4A inserted by [2014 c. 6 s. 5](#)
- s. 141(7) inserted by [2010 c. 26 Sch. 3 para. 13](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 3 Pt. 2 repealed (4.9.2013) without ever being in force by [2013 c. 22](#), s. 17(4) ; [S.I. 2013/2200 art. 2\(a\)](#))