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**1983 No. 86**

**CHILDREN AND YOUNG PERSONS**

**The Children Act 1975 (Commencement No. 5)  
(Amendment) Order 1983**

*Made* - - - - - 26th January 1983

*Coming into Operation* 26th January 1983

The Secretary of State for Social Services, in exercise of the powers conferred on him by sections 106(3) and 108 of the Children Act 1975(a) and of all other powers enabling him in that behalf, hereby makes the following order:—

*Citation and interpretation*

1.—(1) This order may be cited as the Children Act 1975 (Commencement No. 5) (Amendment) Order 1983.

(2) In this order “the principal order” means the Children Act 1975 (Commencement No. 5) Order 1981(b).

*Amendment of Schedule 2 to the principal order*

2. After paragraph 5 of Schedule 2 to the principal order (Transitional Provisions and Adaptations) the following paragraph is inserted—

“5A. For the purposes only of paragraph 5 of this Schedule, the incorporation of an adoption society which was immediately before 15th February 1982 an adoption society registered under Part II of the 1958 Act is deemed not to change the identity of that adoption society.”.

*Norman Fowler,*  
Secretary of State for Social Services.

26th January 1983.

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(a) 1975 c. 72.

(b) S.I. 1981/1792.

## EXPLANATORY NOTE

*(This Note is not part of the Order.)*

This Order amends the Children Act 1975 (Commencement No. 5) Order 1981 ("the principal order") by inserting paragraph 5A in Schedule 2 to that Order. Regulation 3(2) of the Adoption Agencies Regulations 1976 (S.I. 1976/1796), as amended by the Adoption Agencies (Amendment) Regulations 1981 (S.I. 1981/1818), prohibits an unincorporated body of persons from applying for approval under section 4 of the Children Act 1975 (approval of adoption societies). Paragraph 5 of Schedule 2 to the principal order provides that an adoption society which was immediately before 15th February 1982 registered under Part II of the Adoption Act 1958 (c.5 (7 & 8 Eliz.2)) is deemed to be an approved adoption society during the transitional period to which that paragraph refers. The new paragraph provides that such adoption society is deemed not to change its identity by virtue of incorporation.

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