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STATUTORY INSTRUMENTS

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**2010 No. 2265**

**CHILDREN AND YOUNG  
PERSONS, ENGLAND AND WALES  
CHILDREN AND YOUNG  
PERSONS, NORTHERN IRELAND**

The Special Restrictions on Adoptions  
from Abroad (Haiti) Order 2010

*Made* - - - - *13th September 2010*  
*Laid before Parliament* *20th September 2010*  
*Coming into force* - - *15th October 2010*

The Secretary of State for Education makes the following Order in exercise of the powers conferred by section 9(4) of the Children and Adoption Act 2006<sup>(1)</sup>:

In accordance with section 9(5)(a) of that Act, he has consulted the Welsh Ministers<sup>(2)</sup> and, in accordance with section 9(5)(b) of that Act, he has consulted the Department of Health, Social Services and Public Safety in Northern Ireland:

**Citation and commencement**

1. This Order may be cited as the Special Restrictions on Adoptions from Abroad (Haiti) Order 2010 and comes into force on 15th October 2010.

**Declaration of special restrictions**

2. Special restrictions are to apply for the time being in relation to the bringing of children into the United Kingdom from Haiti in the cases mentioned in section 9(2) of the Children and Adoption Act 2006.

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(1) [2006 c.20](#).

(2) By virtue of section 9(5)(a), the Secretary of State must consult with the National Assembly for Wales before making an order under section 9(4). The functions of the National Assembly for Wales were transferred to the Welsh Ministers by virtue of section 162 of, and paragraphs 30 and 32 of Schedule 11 to, the Government of Wales Act [2006 \(c.32\)](#).

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**Status:** This is the original version (as it was originally made).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

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13th September 2010

*Tim Loughton*  
Parliamentary Under Secretary of State  
Department for Education

## EXPLANATORY NOTE

*(This note is not part of the Order)*

Section 9(4) of the Children and Adoption Act 2006 provides for the Secretary of State by order to declare that special restrictions are to apply for the time being to the bringing of children into the United Kingdom from a country or territory outside the British Islands in certain cases involving adoption. Section 11(1) and (2) of that Act provides that those special restrictions are that the appropriate authority is not to take any step which might otherwise have been taken in connection with furthering the bringing of children into the United Kingdom in those cases unless the prospective adopters satisfy the appropriate authority (defined in section 11(4)) that the authority should take those steps despite the special restrictions.

By article 2 of this Order, the Secretary of State declares that special restrictions are to apply to Haiti.