
WELSH STATUTORY INSTRUMENTS

2005 No. 1313

The Adoption Agencies (Wales) Regulations 2005

PART 3

**DUTIES OF ADOPTION AGENCY WHERE THE
AGENCY IS CONSIDERING ADOPTION FOR A CHILD**

Requirement to provide counselling and information for, and ascertain the wishes and feelings of, the parent or guardian of the child and others —

- 14.—**(1) The adoption agency must, so far as is reasonably practicable —
- (a) provide a counselling service for the parent or guardian of the child;
 - (b) explain and provide written information to the child's parent or guardian on the following matters—
 - (i) the procedure in relation to both placement for adoption and adoption;
 - (ii) the legal implications of—
 - (aa) giving consent to placement for adoption under section 19 of the Act (placing children with parental consent);
 - (bb) giving consent to the making of a future adoption order under section 20 of the Act (advance consent to adoption);
 - (cc) a placement order; and
 - (iii) the legal implications of adoption; and
 - (c) ascertain the wishes and feelings of the parent or guardian of the child and of any other significant person the agency considers relevant in relation to —
 - (i) the matters set out in section 1(4)(f)(ii) and (iii) of the Act (matters the agency must have regard to);
 - (ii) the placement of the child for adoption and their adoption, including any wishes and feelings about the child's religious and cultural upbringing; and
 - (iii) contact with the child if the agency is authorised to place the child for adoption or the child is adopted.
- (2) This paragraph applies where the father of a child does not have parental responsibility for the child and the father's identity is known to the agency.
- (3) Where paragraph (2) applies and the adoption agency is satisfied it is appropriate to do so the agency must—
- (a) carry out in respect of the father the requirements of paragraph (1)(a), (b)(i), and (iii) and (c) as if they applied to the father and
 - (b) ascertain so far as possible whether the father—

Status: This is the original version (as it was originally made).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

- (i) wishes to acquire parental responsibility for the child under section 4 of the 1989 Act (acquisition of parental responsibility)(**1**); or
- (ii) intends to apply for a residence order or contact order with respect to the child under section 8 of the 1989 Act (residence, contact and other orders with respect to children) or where the child is subject to a care order, an order under section 34 of the 1989 Act (parental contact with children in care).

(1) Section 4 was amended by section 111 of the Act.