



Adoption and Children (Scotland) Act 2007

2007 asp 4

PART 1

ADOPTION

CHAPTER 2

THE ADOPTION PROCESS

The making of adoption orders

29 Adoption by certain couples

- (1) Where—
- (a) each member of a relevant couple is aged 21 or over,
 - (b) neither member of the couple is a parent of the child to be adopted, and
 - (c) one of the conditions in subsection (2) is met,
- an adoption order may be made on the application of the couple.
- (2) Those conditions are—
- (a) that a member of the couple is domiciled in a part of the British Islands,
 - (b) that each member of the couple has been habitually resident in a part of the British Islands for a period of at least one year ending with the date of the application.
- (3) A couple is “relevant” for the purposes of this section if its members are—
- (a) persons who are married to each other,
 - (b) persons who are civil partners of each other,
 - (c) persons who are living together as if husband and wife in an enduring family relationship, or
 - (d) persons who are living together as if civil partners in an enduring family relationship.

Status: This is the original version (as it was originally enacted).

- (4) In this section “parent”, in relation to the child to be adopted, means a parent who has any parental responsibilities or parental rights in relation to the child.