



Adoption and Children (Scotland) Act 2007

2007 asp 4

PART 1

ADOPTION

CHAPTER 3

STATUS OF ADOPTED CHILDREN

39 Meaning of “adoption” in Chapter 3

- (1) In this Chapter, “adoption” means—
- (a) adoption by an adoption order,
 - (b) adoption by an adoption order as defined in section 46(1) of the 2002 Act,
 - (c) adoption by an order made, or having effect as if made, under Article 12 of the Northern Ireland Order,
 - (d) adoption by an order made in the Isle of Man or any of the Channel Islands,
 - (e) a Convention adoption,
 - (f) an overseas adoption, or
 - (g) an adoption recognised by the law of Scotland and effected under the law of any other country;
- and related expressions are to be interpreted accordingly.
- (2) References in this Chapter to adoption do not include an adoption effected before the day on which this Chapter comes into force.
- (3) Any reference in an enactment to an adopted person within the meaning of this Chapter includes a reference to an adopted child within the meaning of Part IV of the Adoption (Scotland) Act 1978 (c. 28).

Changes to legislation: Adoption and Children (Scotland) Act 2007, Section 39 is up to date with all changes known to be in force on or before 21 April 2024. 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. (See end of Document for details) [View outstanding changes](#)

Commencement Information

- II** S. 39 in force at 28.9.2009 by [S.S.I. 2009/267](#), [arts. 1\(2\), 2](#) (with [arts. 3-21](#)) (as amended (7.5.2012) by [S.S.I. 2012/99](#), art. 2)

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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. 14(3A) inserted by [2020 asp 16 s. 30\(5\)](#)
- s. 14(4A)-(4C) inserted by [2020 asp 16 s. 2\(2\)\(c\)](#)
- s. 84(5A)(5B) inserted by [2020 asp 16 s. 2\(3\)\(c\)](#)