
SCOTTISH STATUTORY INSTRUMENTS

2009 No. 182

The Adoptions with a Foreign
Element (Scotland) Regulations 2009

PART 3

ADOPTIONS UNDER THE CONVENTION

CHAPTER 2

PROCEDURE IN SCOTLAND WHERE THE
UNITED KINGDOM IS THE STATE OF ORIGIN

Counselling and information for the child

39.—(1) Where an adoption agency is considering whether a child is suitable for an adoption in accordance with the Convention, it must so far as reasonably practicable—

- (a) ensure that such counselling as may be necessary in connection with such an adoption is made available to the child;
- (b) explain to the child in an appropriate manner the procedure in relation to, and the legal implications of, adoption in accordance with the Convention for the child by prospective adopters habitually resident in the receiving State; and
- (c) provide the child with written information about the matters referred to in subparagraph (b).

(2) Paragraph (1) does not apply if the adoption agency is satisfied that the requirements in that paragraph have been met in respect of the child by another adoption agency.