



# Adoption Act 1976

## 1976 CHAPTER 36

### PART IV

#### STATUS OF ADOPTED CHILDREN

#### **47      Miscellaneous enactments, 48. Pensions**

- (1) Section 39 does not apply for the purposes of the table of kindred and affinity in Schedule 1 to the Marriage Act 1949 or sections 10 and 11 (incest) of the Sexual Offences Act 1956.
- (2) Without prejudice to section 40, section 39 does not apply for the purposes of any provision of—
  - (a) the British Nationality Acts 1948 to 1965,
  - (b) the Immigration Act 1971,
  - (c) any instrument having effect under an enactment within paragraph (a) or (b),  
or
  - (d) any other provision of the law for the time being in force which determines citizenship of the United Kingdom and Colonies.
- (3) Section 39 shall not prevent a person being treated as a near relative of a deceased person for the purposes of section 32 of the Social Security Act 1975 (payment of death grant), if apart from section 39 he would be so treated.
- (4) Section 39 does not apply for the purposes of section 70(3)(b) or section 73(2) of the Social Security Act 1975 (payment of industrial death benefit to or in respect of an illegitimate child of the deceased and the child's mother).
- (5) Subject to regulations made under section 72 of the Social Security Act 1975 (entitlement of certain relatives of deceased to industrial death benefit), section 39 shall not affect the entitlement to an industrial death benefit of a person who would, apart from section 39, be treated as a relative of a deceased person for the purposes of the said section 72.