Adoption Amendment Regulations 2002

Pursuant to section 28 of the Adoption Act 1955, Her Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following regulations.

Contents

1 Title

(1) These regulations are the Adoption Amendment Regulations 2002.

(2) In these regulations, the Adoption Regulations 1959[1] are called "the principal regulations".

2 Commencement

These regulations come into force on 21 October 2002.

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[1] SR 1959/109

3 Interpretation

Regulation 2 of the principal regulations is amended by omitting from the definition of **Court** the word "Magistrate's", and substituting the word "District".

4 New regulation 3 substituted

The principal regulations are amended by revoking regulation 3, and substituting the following regulation:

"**3 Application**

These regulations apply only to applications made to a District Court, but do not apply to the following applications (to which the Family Courts Rules 2002 apply):

"(a) applications made to a Family Court; and

"(b) applications made to a District Court acting under section 15 of the Family Courts Act 1980."

5 Records

(1) Regulation 4(1) of the principal regulations is amended by omitting the word "Magistrate's".

(2) Regulation 4(2) is amended by omitting the word "Magistrate", and substituting the word "Judge".

6 Schedule amended

The Schedule of the principal regulations is amended—

(a) by omitting from form 2 the word "Magistrate's", and substituting the word "District" ; and

(b) by omitting from the proviso to paragraph (d) of the notes to form 2 the words "an paternity order", and substituting the words "a paternity order" ; and

(c) by omitting from form 3 the expression "followng conditons", and substituting the words "following conditions" ; and

(d) by omitting from the proviso to paragraph (d) of the notes to form 3 the words "an paternity order", and substituting the words "a paternity order" ; and

(e) by omitting from form 5 the word "Magistrate's", and substituting the word "District" ; and

(f) by omitting from forms 7 and 8 the words "Esquire, Stipendiary Magistrate" in both places where they ap-

pear, and substituting in each case the words ", District Court Judge".

Marie Shroff,

Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on 21 October 2002, amend the Adoption Regulations 1959 to—

•• make it clear that, after that date, the following applications under the Adoption Act 1955 are ones to which the Family Courts Rules 2002 apply:

•• applications made to Family Courts, and

applications made to District Courts acting under section 15 of the Family Courts Act 1980; and

•• replace references to Magistrates' Courts and Stipendiary Magistrates with references to District Courts and District Court Judges respectively; and

•• correct 3 drafting errors.