

Government Circular No. 277/85
G.O. Reference No. 371.2 (1)

THE ADOPTION ACT 1984

THE ADOPTION ACT 1984 (APPOINTED DAY) (No.1) ORDER 1985

The above Order, a copy of which is attached, was made by the Governor in Council on the 29th August, 1985, and was approved by Tynwald at its October sitting.

The Order specifies the provisions of the Act which will come into operation on 1st January, 1986; it also contains transitional provisions which will have effect in relation to the provisions of the Act coming into operation on 1st January, 1986.

Government Secretary

Government Office,
Douglas.

October, 1985.

Price: 10p.

THE ADOPTION ACT 1984
THE ADOPTION ACT 1984 (APPOINTED DAY) (NO. 1)
ORDER 1985

In exercise of the powers conferred on the Governor in Council by section 61 (2) of the Adoption Act 1984 (a), and of all other enabling powers, the following Order is hereby made:-

Citation

1. This Order may be cited as the Adoption Act 1984 (Appointed Day) (No. 1) Order 1985.

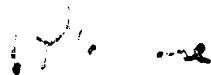
Commencement of certain provisions of the Act

2. Subject to article 3, the provisions of the Adoption Act 1984 specified in Schedule 1 shall come into operation on the 1st January 1986.

Transitional provisions

3. The transitional provisions contained in Schedule 2 shall have effect in relation to the provisions brought into effect by this Order.

MADE this 29th day of August 1985.



Government Secretary

Article 2.

SCHEDULE 1
PROVISIONS OF THE ACT COMING IN OPERATION
ON THE 1st JANUARY 1986

In Part I -

sections 1, 2 and 3;
section 4 (except subsection (2) (b));
section 5 (except subsection (3));
sections 7 to 16.

The whole Part II (sections 17 to 27).

The whole Part III (sections 28 to 37).

In Part IV -

sections 38 and 39;
section 40 (except subsection (3)).

In Part V -

sections 43 to 46;
section 47 (2);
sections 48 to 55;
sections 57 to 61.

Schedule 1.

Schedule 2 (except paragraph 1 (2)).

Schedules 3, 4 and 5.

SCHEDULE 2
TRANSITIONAL PROVISIONS

1. In this Schedule -

"the 1962 Act" means the Adoption Act 1962 (b);

"the 1984 Act" means the Adoption Act 1984;

"the former Acts" means the 1962 Act, the Adoption Act 1965 (c) and the Adoption Act 1974 (d), as they had effect immediately before the 1st January 1986.

2. Where an application for an adoption order or a provisional adoption order has been made before the 1st January 1986, the 1984 Act (except Part III) shall not apply, and the former Acts (except sections 11 to 15 of the 1962 Act) shall continue to apply, in connection with that application as if this Order had not been made.

3. In relation to a child who immediately before the 1st January 1986 is a protected child within the meaning of section 24 of the 1962 Act, the 1984 Act shall have effect with the substitution of the said section 24 for the provisions of section 22 of the 1984 Act (definition of protected child).

4. Where in relation to an application for an adoption order made before the 1st January 1986 an interim order had been made under section 8 of the 1962 Act, section 10 of the 1984 Act (interim orders) shall not apply in connection with that application.

5. Where a provisional adoption order has been made under section 40 of the 1962 Act and that order is in force immediately before the 1st January 1986, section 44 (1) of the 1984 Act (restriction on removal for adoption) shall have effect with the substitution of a reference to section 40 of the 1962 Act for the reference to section 43 of the 1984 Act (order authorising proposed foreign adoption).