

ADOPTION OF CHILDREN (AMENDMENT) ACT.

Act No. 19, 1966.

**Elizabeth II,
No. 19, 1966**

An Act to make further provision with respect to the determination by the Court of applications for the adoption of children; for this and other purposes to amend the Adoption of Children Act, 1965; to validate certain matters; and for purposes connected therewith. [Assented to, 13th April, 1966.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

Short title
and
citation.

1. (1) This Act may be cited as the "Adoption of Children (Amendment) Act, 1966".

(2) The Adoption of Children Act, 1965, as amended by the Decimal Currency Act, 1965, and by this Act, may be cited as the Adoption of Children Act, 1965-1966.

Amendment
of Act No.
23, 1965.

2. (1) The Adoption of Children Act, 1965, is amended—

Sec. 2.
(Commence-
ment.)

(a) (i) by omitting from section two the word "This" and by inserting in lieu thereof the words "Subject to subsection two of this section, this";

(ii) by inserting at the end of the same section the following new subsection :—

(2) Subsection six of section five of this Act shall commence upon the day upon which the assent of Her Majesty to this Act is signified.

(b)

- (b) by omitting from paragraph (a) of subsection six of section five the word "Act" and by inserting in lieu thereof the word "subsection"; No. 19, 1966
Sec. 5.
(Savings.)
- (c) by omitting from subsection three of section twenty-two the words "upon application in writing" and by inserting in lieu thereof the words "in accordance with the rules of Court"; Sec. 22.
(Notice of application for adoption orders.)
- (d) (i) by omitting from subsection one of section thirty-two the word "application" and by inserting in lieu thereof the word "request"; Sec. 32.
(Court may dispense with consents.)
- (ii) by omitting from the same subsection the words "the Court is satisfied" and by inserting in lieu thereof the words "it appears to the Court";
- (iii) by omitting paragraph (e) of the same subsection and by inserting in lieu thereof the following paragraph :—
- (e) by dispensing with the consent so that an order for the adoption of the child may be made, the interests and welfare of the child will be promoted.
- (iv) by omitting from subsection four of the same section the word "application" wherever occurring and by inserting in lieu thereof the word "request";
- (v) by omitting from subsection five of the same section the words "applying for" wherever occurring and by inserting in lieu thereof the word "requesting";
- (vi) by omitting from the same subsection the word "application" wherever occurring and by inserting in lieu thereof the word "request";
- (vii) by inserting at the end of the same section the following new subsection :—
- (6) A request under this section shall be made in accordance with the rules of Court.
- (e) by omitting from section sixty-four the word "before" and by inserting in lieu thereof the words "heard by"; Sec. 64.
(Hearings to be in camera.)
- (f)

Adoption of Children (Amendment) Act.

No. 19, 1966

Sec. 65.

(Matters
admissible
in
evidence.)

- (f) (i) by inserting in section sixty-five after the words "any proceedings" the words "or in determining any application or matter";
- (ii) by omitting from the same section the words "receive as evidence" and by inserting in lieu thereof the words "act upon";
- (iii) by inserting in the same section after the words "the proceedings" the words "or before it for determination";
- (iv) by omitting from the same section the words "otherwise admissible" and by inserting in lieu thereof the words "admissible in evidence";

Sec. 72.

(Rules of
Court.)

- (g) by inserting at the end of section seventy-two the following new subsection :—

(2) Without limiting the generality of the provisions of subsection one of this section, rules of Court may be made under that subsection providing for applications to the Court and matters to be dealt with by the Court, under this Act or the regulations to be determined or dealt with in private chambers.

(2) The amendments made by paragraphs (a) and (b) of subsection one of this section shall be deemed to have commenced upon the day upon which the assent of Her Majesty to the Adoption of Children Act, 1965, was signified.

CHRIST