

Jersey Law 25/1999

ADOPTION (AMENDMENT No. 4) (JERSEY) LAW 1999

A LAW to amend further the Adoption (Jersey) Laws 1961 to 1995, sanctioned by Order of Her Majesty in Council of the

21st day of JULY 1999

(Registered on the 20th day of August 1999)

STATES OF JERSEY

The 3rd day of February 1999

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, have adopted the following Law –

ARTICLE 1

In paragraph (1) of Article 1 of the Adoption (Jersey) Laws 1961 to 1995¹ (hereinafter referred to as “the principal Law”) after the definition of “mental nursing home” there shall be inserted the following definition –

“ ‘the panel’ has the meaning assigned to it by Article IF of this Law;”.

ARTICLE 2

After Article IE of the principal Law² there shall be inserted the following Articles –

¹ Volume 1961–1962, page 363, Volume 1994–1995, page 118, and R O 8859.

² Volume 1961–1962, page 365, and Volume 1994–1995, page 353.

“ARTICLE 1F

Adoption Panel

(1) There is established an Adoption Panel (in this Law referred to as “the panel”) –

- (a) to carry out such of the powers and duties of the Committee as may be determined pursuant to Article 1G of this Law; and
- (b) to recommend to the Committee where an allowance payable under Article 1H of this Law is appropriate.

(2) Subject to paragraph (3) of this Article, the panel shall comprise such members or officers of the Committee and such members of the public as the Committee shall from time to time think fit.

(3) Nothing in paragraph (2) of this Article shall be construed as a requirement that a member of the Committee shall at all times be a member of the panel.

ARTICLE 1G

Delegation to the panel

The Committee may delegate to the panel such of its powers and duties in relation to the maintenance of the Adoption Service as it may by Order determine.

ARTICLE 1H

Allowances

The Committee may, after considering a recommendation of the panel, pay an allowance to persons who have adopted, or intend to adopt, infants, where the Committee is satisfied that

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such an adoption is not practicable without payment of an allowance.”.

ARTICLE 3

After paragraph (3) of Article 30 of the principal Law³ there shall be inserted the following paragraph –

“(4) This Article does not apply to any allowance paid by the Committee pursuant to Article 1H of this Law.”.

ARTICLE 4

After Article 32 of the principal Law⁴ there shall be inserted the following Article –

“ARTICLE 32A

ORDERS

(1) The Committee may make Orders for any purpose for which Orders may be made under this Law and generally for the purposes of carrying this Law into effect.

(2) Without prejudice to the generality of paragraph (1) of this Article, Orders may specify –

- (a) the procedures to be followed by the panel;
- (b) the circumstances the panel shall take into account in recommending to the Committee the payment of an allowance; and
- (c) the procedure for review, variation and termination of allowances.

³ Volume 1961–1962, page 385, and Volume 1994–1995, page 363.

⁴ Volume 1961–1962, page 386.

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(3) The Subordinate Legislation (Jersey) Law 1960 shall apply to Orders made under this Law.”.

ARTICLE 5

(1) This Law may be cited as the Adoption (Amendment No. 4) (Jersey) Law 1999 and this Law and the principal Law may together be cited as the Adoption (Jersey) Laws 1961 to 1999.

(2) This Law shall come into force on such day as the States may by Act appoint.

G.H.C. COPPOCK

Greffier of the States.