

South Australia

Adoption (Qualifying Relationship) Variation Regulations 2017

under the *Adoption Act 1988*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Adoption Regulations 2004*

- 4 Variation of regulation 7—Expressions of interest and applications for registration
 - 5 Variation of regulation 10—Registration
 - 6 Variation of regulation 12—Conversion of registration into joint registration
 - 7 Variation of regulation 13—Duration and renewal of registration
 - 8 Variation of regulation 14—Cancellation of registration
 - 9 Variation of regulation 19—Order in which registered persons selected to be applicants for adoption orders
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Adoption (Qualifying Relationship) Variation Regulations 2017*.

2—Commencement

These regulations will come into operation on the day on which the *Adoption (Review) Amendment Act 2016* comes into operation.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *Adoption Regulations 2004*

4—Variation of regulation 7—Expressions of interest and applications for registration

Regulation 7(6)—delete "cohabiting with another person in a marriage relationship" and substitute:

living together with another person in a qualifying relationship

5—Variation of regulation 10—Registration

Regulation 10(2)—delete "fit and proper" and substitute:

suitable

6—Variation of regulation 12—Conversion of registration into joint registration

Regulation 12(1)—delete "cohabiting with another person in a marriage relationship" and substitute:

living together with another person in a qualifying relationship

7—Variation of regulation 13—Duration and renewal of registration

Regulation 13(7)—delete "fit and proper" and substitute:

suitable

8—Variation of regulation 14—Cancellation of registration

(1) Regulation 14(5)—delete "cohabiting in a marriage relationship" and substitute:

living together in a qualifying relationship

(2) Regulation 14(8)—delete "fit and proper" wherever occurring and substitute in each case:

suitable

9—Variation of regulation 19—Order in which registered persons selected to be applicants for adoption orders

(1) Regulation 19(2)(e)—delete "cohabiting with another in a marriage relationship" and substitute:

living together with another person in a qualifying relationship

(2) Regulation 19(3)(c)—delete "cohabiting with another in a marriage relationship" and substitute:

living together with another person in a qualifying relationship

(3) Regulation 19(3)(d)—delete "cohabiting with another in a marriage relationship but has been so cohabiting" and substitute:

in a qualifying relationship with another person but has only been living together with that other person

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor

with the advice and consent of the Executive Council

on 16 February 2017

No 13 of 2017

MECD16/061