



Queensland

Adoption (Extension of Eligibility Criteria) Amendment Regulation 2016

Subordinate Legislation 2016 No. 206

made under the

Adoption Act 2009

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[s 1]

1 Short title

This regulation may be cited as the *Adoption (Extension of Eligibility Criteria) Amendment Regulation 2016*.

2 Regulation amended

This regulation amends the *Adoption Regulation 2009*.

3 Amendment of s 4 (Requirements for expressing an interest—Act, s 71)

Section 4, ‘couple’—

omit, insert—

person

4 Replacement of s 5 (Requirement to demonstrate ability to provide personal care)

Section 5—

omit, insert—

5 Requirement to demonstrate ability to provide personal care

(1) The person must demonstrate that the person is aware it is ordinarily in a child’s best interests to receive full-time care—

(a) provided personally by—

(i) the person with whom the child is placed; or

(ii) if the child is placed with a person and the person’s spouse—the person or spouse; and

(b) for at least 1 year after the child is placed in the care of a person mentioned in paragraph (a).

(2) The person must provide details to the chief

executive of the person's proposed, or expected, care arrangements for a child for at least the first year of the child's placement with the person.

5 Amendment of s 6 (Requirement to demonstrate financial capacity for an intercountry adoption)

(1) Section 6(1) 'couple who make'—

omit, insert—

person who makes

(2) Section 6(2)—

omit, insert—

(2) The person must demonstrate that the person has the financial capacity to meet the full cost of completing the adoption process within 3 years of the day the person makes the expression of interest.

(3) Section 6—

insert—

(4) If the person makes the expression of interest jointly with the person's spouse, the person and the spouse may demonstrate a joint financial capacity for subsection (2).

6 Amendment of s 16 (Persons entitled to certificate, information or source document—Act, s 290)

Section 16(5), definition *applicable person*—

omit, insert—

applicable person means—

(a) a person who has been given information under part 11, division 2 or 3 of the Act about another person; or

(b) a birth parent of an adopted person.

ENDNOTES

- 1 Made by the Governor in Council on 17 November 2016.
- 2 Notified on the Queensland legislation website on 18 November 2016.
- 3 The administering agency is the Department of Communities, Child Safety and Disability Services.

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