



Application of Enactments Ordinance 1962 (FLK No.2 of 1962)

Application of Colony Laws Ordinance 1964 (DS No.1 of 1964)

Adoption Act 1958

UK Legis LINK as originally enacted	Adoption Act 1958 c.5
English commencement	1 April 1959
English status	repealed and replaced
AEO Schedule No.	A2
Date applied in SGSSI:	1 May 1962
Extent of application:	(i) The whole Act except sections 4(3) (b), 4(3) (c), 6(5), 9(4), 9(8), 10(2), 11, 12, 14, 15(4), 15(5), 18, 20(5)(b), 21(3), 22, 23, 24(4), 24(5), 24(7), 27, 35, 36, 50(3), 52(3), 52(4), 54, 60(2) and Parts II and IV and the Third and Fourth Schedules; (ii) the words “the Colony” shall be substituted for the words “England” and “the United Kingdom” and “Great Britain” and “the British Islands” except in the expressions “executed in England” and “executed outside the United Kingdom” in subsection (3) of section 6 and in the expression “citizen of the United Kingdom and Colonies” in subsection (1) of section 19; There shall be deemed omitted: (iii) in subsection (1) of section 1 and subsection (1) of section 53 the words “or Scotland”; (iv) in subsection (5) of section 1 and in subsection (1) of section 4 the words from “and shall not be made” to the end of the subsection;

- (v) in paragraph (a) of subsection (3) of section 4 the words following the words "Children and Young Persons Act, 1933";
- (vi) in subsection (1) of section 9 the words "county court or";
- (vii) in subsection (2) of section 9 the words from "or made by virtue of this section" to the end of the subsection;
- (viii) in subsection (1) of section 13 the words in parenthesis;
- (ix) in subsection (3) of section 15 the words "or the Children and Young Persons (Scotland) Act, 1937,";
- (x) in the marginal note to section 16 the word "English";
- (xi) in paragraph (b) of subsection (2) of section 21 the words from "then, if it appeal's" to the words "and in any other case";
- (xii) in paragraph (b) of subsection (1) of section 24 the words "or subsection (4) or subsection (5) of section twenty-three"
- (xiii) in subsection (2) of section 24 and subsection (2) of section 26 the words "or, in Scotland, the clerk of the court" and the words "or, as the case may be, the Registrar General for Scotland" and the words in parenthesis in paragraph (b) of the same subsection;
- (xiv) in subsection (2) of section 53 the words from "or the county court" to the end of the subsection;
- (xv) in subsection (6) of section 53 the words in parenthesis;
- (xvi) in subsection (1) of section 57 the expressions "adoption society", "body of persons", "charitable association", "England", "place of safety", "registered adoption society", and "Registrar General for Scotland", and in the expression "relative" the words in parenthesis;
- (xvii) in subsection (1) of section 58 the words in parenthesis;
- (xviii) in sub-paragraph (2) of paragraph 6 of the Fifth Schedule the words "or, as the case may be, section twenty-three", and the words "or subsection (2) of the said section twenty-

- three”;
- (xix) in subsection (1) of section 1 and in line 2 of subsection (1) of section 53 for the word “domiciled” there shall be substituted the words “ordinarily resident”;
 - (xx) in the marginal note to section 3 for the words “local authority” and in subsection (2) of the same section for the words “local authority within whose area he was then resident” there shall be substituted the words “Superintendent of Police”;
 - (xxi) in subsection (3) of section 6 after the words “attested by either” there shall be inserted the words “a magistrate or”;
 - (xxii) in subsection (3) of section 9 for “the Lord Chancellor” there shall be substituted “the Governor in Council”;
 - (xxiii) in section 20 for the words “General Register Office” there shall be substituted the words “Central Registry” and in subsection (3) of the section for same the words “the Births and Deaths Registration Act, 1953, and the Registration Service Act, 1953” there shall be substituted the words “the Registration Regulations”;
 - (xxiv) in subsection (6) of section 20 and in subsection (3) of section 26 for the words “petty sessions area” there shall be substituted the word “district”;
 - (xxv) section 56 shall be construed as if it read as follows —
 - “56. Any power to make rules or regulations conferred by this Act shall be exercisable by the Governor in Council.”;
 - (xxvi) in subsection (1) of section 57 the expression “compulsory school age” shall be construed as if it read as follows —
 - “compulsory school age” has the same meaning as in the Education Ordinance;”;
 - (xxvii) in the expression “guardian” in subsection (1) of

section 57 for the words “Guardianship of Infants Acts, 1886 and 1925” there shall be substituted “Guardianship of Infants Ordinance, 1958”;

(xxviii) for subsection (2) of section 58 there shall be substituted —

“(2) Any reference in any enactment to an adopted child or an adopter within the meaning of the Adoption of Children Act, 1926, shall be construed as including a reference to an infant adopted under this Act, or the Adoption Act, 1950, or to the person by whom an infant has been so adopted, as the case may be.”.

Notes:

1. Please see www.legislation.gov.uk website for the original Act and subsequent amendments and then consider it in the light of extent of application noted above and the Principal Adaptive Provisions.
2. As this Act has been repealed in England, and given also the current circumstances of South Georgia and the South Sandwich Islands this Act with the above modifications has not been reproduced for this website.
3. Please note the Application of Enactments Ordinance 1962 section 2 states as follows:

'The enactments specified in the Schedule to this Ordinance are applied to the Colony to the extent and with the variations and modifications mentioned in the Schedule, and with the further modifications that any reference in any of the said enactments to “the date of passing of this Act” or any similar expression, shall be construed as a reference to the date of this Ordinance, any reference to the “High Court” shall be construed as a reference to the “Supreme Court” and any reference to the “Attorney General” or “Solicitor General” or “Director of Public Prosecutions” shall be construed as a reference to the “Colonial Secretary”.

[in this version this section has been spaced out so as to aid intelligibility]

Disclaimers:

1. Nothing on this website should be taken as being a representation of what the Commissioner or Government of South Georgia and the South Sandwich Islands considers to be the laws of South Georgia and the South Sandwich Islands.

2. The Government cannot guarantee that links to any other website, including www.legislation.gov.uk will remain current, active or accurate.
3. The only official publication of the laws of South Georgia and the South Sandwich Islands is made in the *Gazette*.

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