

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

ALLAN PICKERING,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 24 March, 1966.*

New South Wales



ANNO QUINTO DECIMO

ELIZABETHÆ II REGINÆ

Act No. , 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.

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 :—

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

(2) Short title and citation.

Adoption of Children (Amendment).

(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.

2. (1) The Adoption of Children Act, 1965, is amended— Amendment of Act No. 23, 1965.

(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"; Sec. 2. (Commencement.)

(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) by omitting from paragraph (a) of subsection six of section five the word "Act" and by inserting in lieu thereof the word "subsection"; 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)

Adoption of Children (Amendment).

- (iv) by omitting from subsection four of the same section the word "application" wherever occurring and by inserting in lieu thereof the word "request";
- 5 (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";
- 10 (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 :—
- 15 (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.)
- 20 (f) (i) by inserting in section sixty-five after the words "any proceedings" the words "or in determining any application or matter"; Sec. 65.
(Matters admissible in evidence.)
- (ii) by omitting from the same section the words "receive as evidence" and by inserting in lieu thereof the words "act upon";
- 25 (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";
- 30 (g) by inserting at the end of section seventy-two the following new subsection :— Sec. 72.
(Rules of Court.)
- 35 (2) Without limiting the generality of the provisions of subsection one of this section, rules of

Adoption of Children (Amendment).

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.

5 (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
10 signified.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1966

[5c]

No. , 1966.

A BILL

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.

[MR. FIFE;—23 March, 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 :—

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

(2) Short title and citation.

Adoption of Children (Amendment).

(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.

2. (1) The Adoption of Children Act, 1965, is amended— Amendment of Act No. 23, 1965.

- (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"; Sec. 2. (Commence-ment.)
- (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) by omitting from paragraph (a) of subsection six of section five the word "Act" and by inserting in lieu thereof the word "subsection"; 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)

Adoption of Children (Amendment).

- (iv) by omitting from subsection four of the same section the word "application" wherever occurring and by inserting in lieu thereof the word "request";
- 5 (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";
- 10 (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 : —
- 15 (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.)
- 20 (f) (i) by inserting in section sixty-five after the words "any proceedings" the words "or in determining any application or matter"; Sec. 65. (Matters admissible in evidence.)
- (ii) by omitting from the same section the words "receive as evidence" and by inserting in lieu thereof the words "act upon";
- 25 (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";
- 30 (g) by inserting at the end of section seventy-two the following new subsection : — Sec. 72. (Rules of Court.)
- 35 (2) Without limiting the generality of the provisions of subsection one of this section, rules of

Adoption of Children (Amendment).

5 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
10 signified.

BY AUTHORITY:

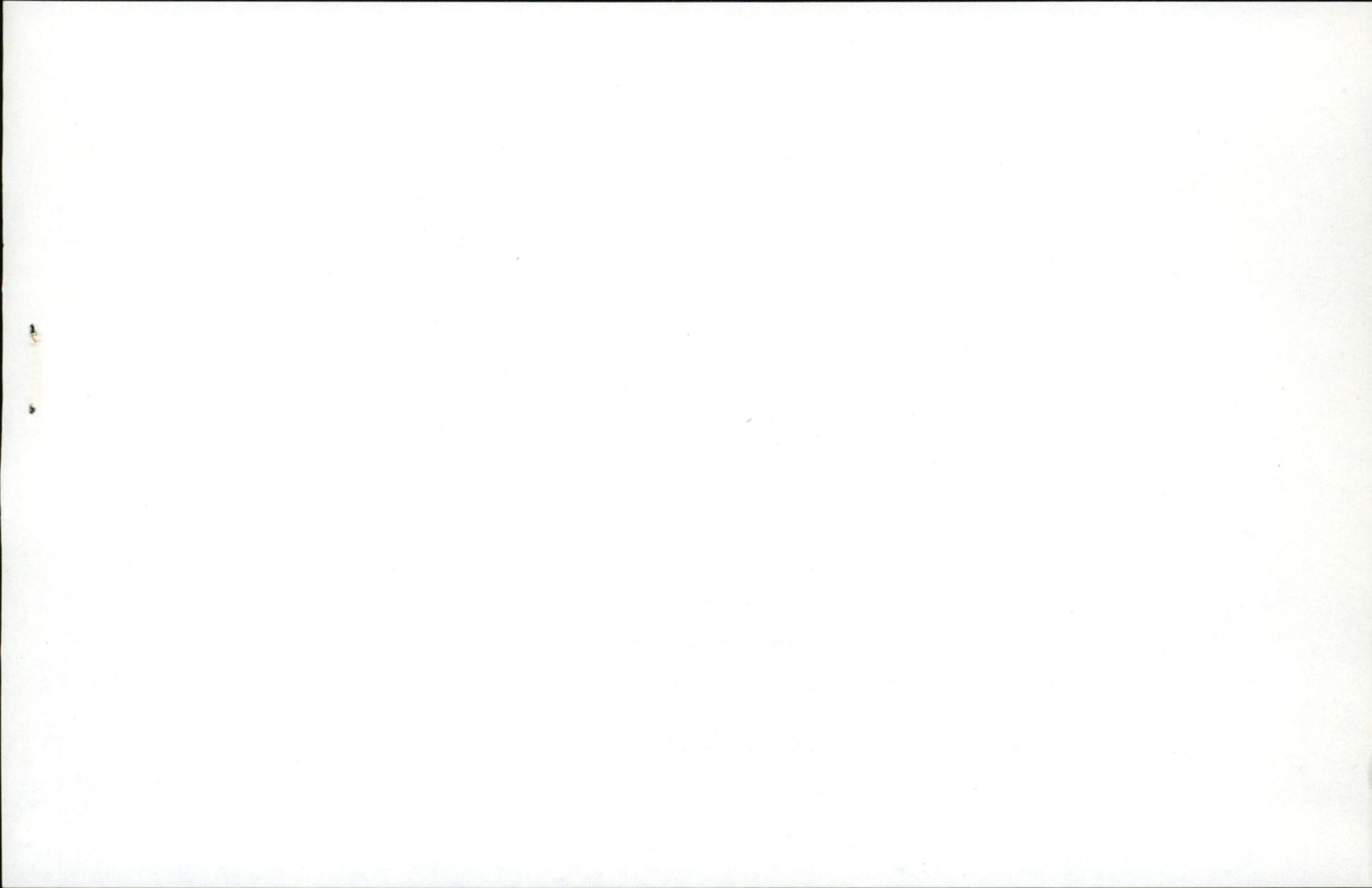
V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1966
[5c]

ADOPTION OF CHILDREN (AMENDMENT) BILL, 1966.

EXPLANATORY NOTE.

THE objects of this Bill are—

- (a) to make further provision with respect to the effect of certain powers of appointment conferred by wills made before the date of assent to the Adoption of Children Act, 1965, and exercised in favour of adopted children ;
- (b) to authorise the making of rules of Court with respect to—
 - (i) dispensing with notices of application for adoptions ;
 - (ii) dispensing with consent to adoptions ; and
 - (iii) dealing with certain matters in private chambers ;
- (c) to amend section thirty-two of the Adoption of Children Act, 1965, so as to empower the Equity Court to dispense with a consent to an adoption where it appears to the Court that the interests and welfare of the child will be promoted by that adoption ;
- (d) to make other amendments of a minor or ancillary nature.



PROOF

No. , 1966,

A BILL

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.

[Mr. FIFE;—23 March, 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 :—

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

Short title
and
citation.
(2)

Adoption of Children (Amendment).

(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.

2. (1) The Adoption of Children Act, 1965, is amended— Amendment of Act No. 23, 1965.

(a) (i) by omitting from section two the word "This" Sec. 2.
and by inserting in lieu thereof the words (Commence-
"Subject to subsection two of this section, ment.)
this";

10 (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) by omitting from paragraph (a) of subsection six Sec. 5.
of section five the word "Act" and by inserting in (Savings.)
lieu thereof the word "subsection";

20 (c) by omitting from subsection three of section Sec. 22.
twenty-two the words "upon application in writing" (Notice of applica-
and by inserting in lieu thereof the words "in tion for
accordance with the rules of Court"; adoption orders.)

(d) (i) by omitting from subsection one of section Sec. 32.
thirty-two the word "application" and by (Court may
inserting in lieu thereof the word "request"; dispense with
25 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";

30 (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)

Adoption of Children (Amendment).

- (iv) by omitting from subsection four of the same section the word "application" wherever occurring and by inserting in lieu thereof the word "request";
- 5 (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";
- 10 (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 :—
- 15 (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.)
- 20 (f) (i) by inserting in section sixty-five after the words "any proceedings" the words "or in determining any application or matter"; Sec. 65. (Matters admissible in evidence.)
- (ii) by omitting from the same section the words "receive as evidence" and by inserting in lieu thereof the words "act upon";
- 25 (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";
- 30 (g) by inserting at the end of section seventy-two the following new subsection :— Sec. 72. (Rules of Court.)
- 35 (2) Without limiting the generality of the provisions of subsection one of this section, rules of

Adoption of Children (Amendment).

5 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
10 signified.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1966

New South Wales



ANNO QUINTO DECIMO

ELIZABETHÆ II REGINÆ

Act 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 : —

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

Short title
and
citation.

Adoption of Children (Amendment).

(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.

Sec. 5.
(Savings.)

(b) by omitting from paragraph (a) of subsection six of section five the word "Act" and by inserting in lieu thereof the word "subsection";

Sec. 22.
(Notice of
application
for
adoption
orders.)

(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. 32.
(Court may
dispense
with
consents.)

(d) (i) by omitting from subsection one of section thirty-two the word "application" and by inserting in lieu thereof the word "request";

(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)

Adoption of Children (Amendment).

- (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) (i) by inserting in section sixty-five after the words "any proceedings" the words "or in determining any application or matter"; Sec. 65.
(Matters admissible in evidence.)
- (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";
- (g) by inserting at the end of section seventy-two the following new subsection : — Sec. 72.
(Rules of Court.)
- (2) Without limiting the generality of the provisions of subsection one of this section, rules of

Adoption of Children (Amendment).

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.

BY AUTHORITY:

A. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1966

I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

ALLAN PICKERING,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 29 March, 1966.*

New South Wales



ANNO QUINTO DECIMO

ELIZABETHÆ II REGINÆ

Act 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 : —

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

Short title
and
citation.

(2)

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

G. R. CRAWFORD,
Chairman of Committees of the Legislative Assembly.

Adoption of Children (Amendment).

(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.

Sec. 5.
(Savings.)

(b) by omitting from paragraph (a) of subsection six of section five the word "Act" and by inserting in lieu thereof the word "subsection";

Sec. 22.
(Notice of applica-
tion for
adoption
orders.)

(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. 32.
(Court may
dispense
with
consents.)

(d) (i) by omitting from subsection one of section thirty-two the word "application" and by inserting in lieu thereof the word "request";

(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)

Adoption of Children (Amendment).

- (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) (i) by inserting in section sixty-five after the words "any proceedings" the words "or in determining any application or matter"; Sec. 65.
(Matters admissible in evidence.)
- (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";
- (g) by inserting at the end of section seventy-two the following new subsection : — Sec. 72.
(Rules of Court.)
- (2) Without limiting the generality of the provisions of subsection one of this section, rules of

Adoption of Children (Amendment).

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.

In the name and on behalf of Her Majesty I assent to this Act.

A. R. CUTLER,
Governor.

Government House,
Sydney, 13th April, 1966.