5. This Act of Sederunt may be cited as the Act of Sederunt (Adoption of Children) 1950, and shall come into operation on 18th January, 1950.

And the Lords direct this Act of Sederunt to be inserted in the Books of Sederunt.

T. M. Cooper,
I.P.D.

Edinburgh.
10th January, 1950.

Act of Sederunt (Adoption of Children) (No. 2) 1950

1950 No. 2142 (S. 144)

Made - - - - 19*th December,* 1950
Coming into Operation 1st *January,* 1951

The Lords of Council and Session, under and by virtue of the powers conferred upon them by section 9 of the Adoption Act, 1950(**a**) and of all other powers competent to them in that behalf do hereby enact as follows:—

1. If any person proposing to present a petition to the Court of Session or to any Sheriff Court for an adoption order desires that his identity shall not be disclosed to any person whose consent to the order is required he may before presenting such petition apply to the Deputy Principal Clerk of Session or to the sheriff clerk of the Court in which the petition is to be presented, as the case may be, for a serial number to be assigned to him for the purpose of the proposed petition and such number shall be assigned to him accordingly. The record of such serial numbers, and of the persons to whom they apply, shall be treated as confidential and shall be open only to the Court.

2. Where the identity of the person in whose favour an adoption order is to be granted is not known to a consenting party, the document signifying such consent for the purpose of section 4 of the said Act of 1950 shall not name such person as petitioner but shall refer to him as the petitioner to whom such serial number has been assigned and shall specify the year in which and the Court by which such serial number has been assigned.

3. In the Rules of Court(**b**) for the words " twenty years next after the date of the adoption order " occurring in paragraph (*d*) of Rule 243 there shall be substituted the words " forty years next after the date of the adoption order ".

4. In the Act of Sederunt of 30th October 1930(**c**) to regulate proceedings under the Adoption of Children (Scotland) Act, 1930(**d**) for the words " twenty years next after the date of the adoption order " occurring in sub-paragraph (*b*) of paragraph 12 there shall be substituted the words " forty years next after the date of the adoption order ".

5. This Act of Sederunt may be cited as the Act of Sederunt (Adoption of Children) (No. 2) 1950 and shall come into operation on 1st January 1951.

And the Lords direct this Act of Sederunt to be inserted in the Books of Sederunt.

T. M. Cooper, I.P.D.

Edinburgh,
19th December, 1950.

(**a**) 14 Geo. 6. c. 26. (**b**) Enacted by S.I. 1948 (No. 1691) I, p. 3778.
(**c**) S.R. & O. 1930 (No. 891) p. 3. (**d**) 20 & 21 Geo. 5. c. 37.

EXPLANATORY NOTE

(This Note is not part of the Act of Sederunt, but is intended to indicate its general purport.)

This Act of Sederunt makes provision for a procedural detail arising from section 4 of the Adoption Act, 1950, and extends for a further twenty years the period during which the records relating to an adoption are preserved as secret.

The Adoption of Children (High Court) Rules, 1950

1950 No. 80 (L. 1)

Made - - - -	*17th January*, 1950
Coming into Operation	*25th January*, 1950

I, William Allen, Viscount Jowitt, Lord High Chancellor of Great Britain, by virtue of section 8 of the Adoption of Children Act, 1926(**a**), and section 14 of the Adoption of Children Act, 1949(**b**), and of all other powers enabling me in this behalf, hereby make the following rules for carrying those Acts into effect so far as they confer jurisdiction upon the High Court:—

Commencement of proceedings

1. All proceedings in the High Court under the Adoption of Children Acts, 1926 to 1949, shall be assigned to the Chancery Division and shall be part of the business to be disposed of in chambers under rule 2 of Order LV of the Rules of the Supreme Court, 1883.

2. An application for an adoption order shall be made by originating summons in form 1. The proposed adopter shall be the applicant and the infant shall be the respondent.

3. If any person proposing to apply to the High Court for an adoption order desires that his identity shall be kept confidential, he may, before taking out an originating summons, apply to the Chief Master, Room 174, Royal Courts of Justice, Strand, London, W.C.2, for a serial number to be assigned to him for the purposes of the proposed application and such a number shall be assigned to him accordingly.

4. If it appears that the applicant has previously made an application for an adoption order to respect of the same infant, the application shall not be proceeded with unless the judge is satisfied that there has been a substantial change in the circumstances since the previous application.

Appointment of guardian ad litem

5. Subject to the provisions of rule 6, the Official Solicitor shall, if he consents, be the guardian ad litem of the infant for the purposes of the application and a copy of the summons shall be served on him, together with an undertaking by the applicant in form 2 to pay the Official Solicitor's proper costs for acting as guardian and as solicitor for the infant. The Official Solicitor shall thereupon enter an appearance for the infant.

6. If the Official Solicitor does not consent to act as guardian ad litem, or if the applicant desires that some other person should be appointed to act as guardian, the originating summons must ask for the appointment of a guardian

(**a**) 16 & 17 Geo. 5. c. 29. (**b**) 12, 13 & 14 Geo. 6. c. 98.