

L.N. 228 of 2005**CONVENTION ADOPTION (EXCLUSION) ORDER**

(Made by the Secretary for Health, Welfare and Food under section 20J of the Adoption Ordinance (Cap. 290))

1. Commencement

This Order shall come into operation on 25 January 2006.

2. Adoptions that are excluded from the meaning of “Convention adoption”

It is hereby declared that adoptions made in accordance with an agreement concluded by application of paragraph 2 of Article 39 of the Convention shall be excluded from the meaning of “Convention adoption” for the purposes of the Ordinance.

Dr. York Y. N. CHOW
Secretary for Health, Welfare
and Food

12 December 2005

Explanatory Note

Under paragraph 2 of Article 39 of the Convention on Protection of Children and Co-operation in respect of Intercountry Adoption done at the Hague on 29 May 1993 (“Convention”), a Contracting State may enter into an agreement that derogate from certain provisions of the Convention. This Order declares that adoptions made in accordance with such an agreement shall be excluded from the meaning of “Convention adoption” as defined in section 20A(1) of the Adoption Ordinance (Cap. 290) as added by section 25 of the Adoption (Amendment) Ordinance 2004 (28 of 2004).