

TASMANIA.



1945.

ANNO NONO

GEORGI VI. REGIS.

No. 8.

ANALYSIS.

1. Short title and citation.
2. Consents required previous to adoption.

AN ACT to amend the *Adoption of Children Act* 1920. A.D. 1945.
[30 October, 1945.]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1—(1) This Act may be cited as the *Adoption of Children Act* 1945. Short title and citation.

(2) The *Adoption of Children Act* 1920*, as subsequently amended, is in this Act referred to as the Principal Act.

* 11 Geo. V. No. 5, as amended by 5 Geo. VI. No. 50, 7 Geo. VI. No. 15, and by Statute Law Revision. (See Reprint of Statutes, Vol. IV., page 703.)

Adoption of Children.

A.D. 1945. **2** Section five of the Principal Act is amended by inserting after subsection (1) the following subsection:—

Consents
required
previous to
adoption.

“(1A) Notwithstanding anything contained in subsection (1), in any case where, on the hearing of any application under this Act for an order of adoption of a child, the police magistrate is satisfied that—

- I. The parents of the child are dead, or their whereabouts have been unknown for not less than five years prior to the making of the application, and there is no legal guardian of the child: or
- II. It is impracticable to obtain the consent of the parents or legal guardian of the child (otherwise than by reason of the refusal of the parents or guardian to give such consent), and that it is in the interests of the child so to do,

the police magistrate may make an order of adoption of that child without the consent of the parents or legal guardian of the child.”.