

Form A 5

Consent to adoption order

[if identity of applicants is not known]

In the Family Court
at
[place]

FAM No:

In the matter of the Adoption Act 1955
and
In the matter of an application by

.....
[full name]

.....
[full name]

to adopt a child.

[Set out full description of document (including whether it is made with or without notice), its date, and, in the case of an affidavit or affirmation, the name of the deponent and in whose support it is filed.]

This document is filed by

[name and address for service, and if filed by lawyers, the name and telephone number of the acting lawyer.]

We (or I)
[full name]

of
[address]

.....
[occupation]

[select and complete if applies]

and
[full name]

of
[address]

.....
[occupation]

[select the option that applies]

the parents

the mother

the father

the guardian

of
[full name]

a child, born at on
[sex of child] [place] [date]

consent to an order being made for the adoption of that child by the applicant or applicants named in

Application No (or the person(s) who are (or is) entitled to
[specify number]

receive that child for adoption in accordance with an approval that was given

on by
[date] [full name]

a social worker),

[select and complete if applies]

subject to the following conditions in relation to the religious denominations and practice of the applicants or any applicant or as to the religious denominations in which the applicant or applicants intend to bring up the child:

[set out conditions.]

[select if applies]

[If required under rule 245(1)(a),] a copy of the entry in the register of births relating to the said child is annexed.

We (*or* I) have read the explanation set out below of the effect of an order.

Signed by *[full name]* on *[date]*

in the presence of * *[signature]*

..... *[occupation]*

..... *[address]*

Signed by *[full name]* on *[date]*

in the presence of * *[signature]*

..... *[occupation]*

..... *[address]*

**Witness must be 1 of the persons specified in section 7(8) of the Adoption Act 1955, but not the lawyer acting for the applicants.*

Effect of adoption order

On the making of an adoption order,—

- (a) the child is deemed for all purposes and as regards all relationships to become a child of the adopted parents.
- (b) rights of guardianship and existing relationships in respect of the child cease except for the very special purpose of determining forbidden relationships in connection with marriage or civil union and with the crime of incest.
- (c) rights in respect of property and succession to property are determined according to the relationships created by the adoption, but property rights acquired before the adoption are not affected.
- (d) any paternity order or maintenance order or agreement that provides for maintenance of the child, if made before the adoption order, ceases to have any effect except as to arrears owing and except if the child is adopted by the mother or by the mother and her spouse. However, if the child is adopted by the mother or the mother and her spouse, the adoption does not prevent the making of any paternity order or maintenance order that could previously have been made or prevent the mother from making an application for a paternity order or a maintenance order.
- (e) the domicile of the child is changed to that of the adoptive parents, but the child’s race and nationality are not affected.
- (f) the child must be treated as a New Zealand citizen by birth if at least 1 of the adoptive parents is a New Zealand citizen.

Certificate by witness

I certify that, before

.....
[full name]

.....
[full name]

signed the consent set out above, I fully explained to him (*or her or them*) the effect of the making of an adoption order as set out in the Adoption Act 1955, and that he (*or she or they*) appeared to fully understand that effect.

.....
Signature

.....
Date