

The Adoption Regulations, 2003

being

Chapter A-5.2 Reg 1 (effective April 1, 2003) as amended by
Saskatchewan Regulations 99/2004, 63/2006 and 42/2007.

NOTE:

This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.

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CHAPTER A-5.2 REG 1

The Adoption Act, 1998

PART I

Short Title and Interpretation

Title

1 These regulations may be cited as *The Adoption Regulations, 2003*.

Interpretation

2(1) In these regulations:

“**Act**” means *The Adoption Act, 1998*; («*Loi*»)

“**adopted adult**” means a person who is 18 years of age or more and who:

- (a) was adopted pursuant to the Act or any former Act; or
- (b) was a Crown ward at the time of his or her adoption in another jurisdiction; («*adulte adopté*»)

“**adopted child**” means a person who is under 18 years of age and who:

- (a) was adopted pursuant to the Act or any former Act; or
- (b) was a Crown ward at the time of his or her adoption in another jurisdiction; («*enfant adopté*»)

“**application for adoption**” means an application for an order of adoption of a child pursuant to section 16 or 23 of the Act or an application for an order of adoption of an adult pursuant to section 24 of the Act; («*demande d’adoption*»)

“**certificate of counselling**” means a certificate of counselling mentioned in clause 4(4)(a) of the Act; («*attestation de counseling*»)

“**certificate of independent advice**” means a certificate of independent advice mentioned in clause 4(4)(a), (b) or (c) of the Act; («*certificat attestant l’obtention de conseils de personnes indépendantes*»)

“**certificate of placement**” means a certificate of placement mentioned in subsection 14(1) of the Act; («*certificat de placement*»)

“**child welfare agency**” means an entity that has legal authority to provide services to children who are in need of protection; («*organisme de bien-être de l’enfance*»)

“**consent to adoption**” means a consent mentioned in clause 4(1)(a) or (b) of the Act; («*consentement à l’adoption*»)

“**identifying information**” means information that leads or is likely to lead, either directly or indirectly, to the identity of an individual; («*renseignements identificateurs*»)

“**licence**” means a licence to operate an agency; («*permis*»)

“**non-identifying information**” means information that does not lead and is not likely to lead, either directly or indirectly, to the identity of an individual; («*renseignements non identificateurs*»)

“**registry**” means the registry established pursuant to section 30 of the Act; («*registre*»)

(2) For the purposes of the Act and these regulations, “**international adoption**” means an intercountry adoption within the meaning of *The Intercountry Adoption (Hague Convention) Implementation Act*.

(3) A reference in these regulations to a form is a reference to the form as set out in Part I of the Appendix.

(4) **Repealed.** 8 Jne 2007 SR 42/2007 s3.

14 Mar 2003 cA-5.2 Reg 1 s2; 5 Nov 2004 SR 99/2004 s3; 8 Jne 2007 SR 42/2007 s3.

PART II Forms and Application Procedures

Form of application for adoption

3 An application for adoption is to be substantially:

- (a) in Form A-1 in the case of an application pursuant to section 16 of the Act;
- (b) in Form A-2 in the case of an application pursuant to section 23 of the Act for a step-parent adoption; or
- (c) in Form A-3 in the case of an application pursuant to section 24 of the Act for an adoption of an adult.

14 Mar 2003 cA-5.2 Reg 1 s3.

Form of application to recognize simple adoption order

4 An application to recognize a simple adoption order pursuant to section 28 of the Act is to be substantially in Form B.

14 Mar 2003 cA-5.2 Reg 1 s4.

Form of consent

5(1) Where the consent of a birth parent or guardian is required, the consent to adoption is to be substantially:

- (a) in the case of an independent adoption, in Form C-1; or
 - (b) in the case of a step-parent adoption:
 - (i) in Form C-2 if the birth parent whose consent is required is not the applicant's spouse; or
 - (ii) in Form C-3 if the birth parent whose consent is required is the spouse of the applicant.
- (2) Where the consent of the minister is required, the consent to adoption is to be substantially in Form C-4.
- (3) Where the consent of a child is required, the consent to adoption is to be substantially in Form C-5.
- (4) Where the consent of an agency is required, the consent to adoption is to be substantially in Form C-6.
- (5) Where the consent of a person who is 18 years of age or more is required, the consent to adoption is to be substantially in Form C-7.

14 Mar 2003 cA-5.2 Reg 1 s5; 5 Nov 2004 SR 99/2004 s4.

Form re consent to change of name

5.1 The consent of a child who is 12 years of age or more to a change of his or her name is to be substantially in Form C-5.

5 Nov 2004 SR 99/2004 s4.

Form of transfer of guardianship

6 A transfer of guardianship is to be substantially in Form D.

14 Mar 2003 cA-5.2 Reg 1 s6.

7 Repealed. 5 Nov 2004 SR 99/2004 s6.

Form of certificate of counselling

8 A certificate of counselling is to be substantially in Form F.

14 Mar 2003 cA-5.2 Reg 1 s8.

Form of certificate of independent advice

9 A certificate of independent advice is to be substantially in Form G.

14 Mar 2003 cA-5.2 Reg 1 s9.

Form of notice of fiat or decision

10 A notice of fiat or decision pursuant to subsection 29.3(1) of the Act is to be substantially in Form H.

14 Mar 2003 cA-5.2 Reg 1 s10; 7 Jly 2006 SR 63/2006 s3.

Form of order of adoption

11 An order of adoption is to be substantially:

- (a) in Form I-1 in the case of an order pursuant to section 16 of the Act;
- (b) in Form I-2 in the case of an order pursuant to section 23 of the Act for a step-parent adoption; or
- (c) in Form I-3 in the case of an order pursuant to section 24 of the Act for an adoption of an adult.

14 Mar 2003 cA-5.2 Reg 1 s11.

Form of order to recognize foreign adoption

12 An order to recognize a foreign adoption pursuant to subsection 28(3) of the Act is to be substantially in Form J.

14 Mar 2003 cA-5.2 Reg 1 s12.

Application for adoption

13 In addition to any requirements in the Act, a person who makes an application for adoption must include with the application:

- (a) a copy of the registration of birth for the child pursuant to *The Vital Statistics Act, 1995* or *The Vital Statistics Act* or similar legislation of another province or territory in Canada or proof of the child's birth that is acceptable to the court;
- (b) in any case other than an application for adoption of a Crown ward, a certificate of the director stating that, to the director's knowledge, no person who may revoke his or her consent to adoption or transfer of guardianship has revoked that consent to adoption or transfer of guardianship within the time during which it is revocable;
- (c) in the case of an independent adoption application, a financial statement that is substantially in Form K or any other form that the court may allow;
- (d) in the case of an application pursuant to section 23 of the Act, proof that notice of the application was served on the other birth parent;
- (e) proof of service on the director, pursuant to subsections 16(16) and (17) of the Act;
- (f) Form L, which is to be attached to each order of adoption for the Vital Statistics branch of the Department of Health;
- (g) in the case of a child who is a status Indian, Form M; and
- (h) all acknowledgments in Form N or C-5 and agreements in Form O required by section 14.

14 Mar 2003 cA-5.2 Reg 1 s13; 5 Nov 2004 SR 99/2004 s7.

Acknowledgment or agreement re veto

14(1) This section applies only with respect to the adoption of individuals born in Saskatchewan and does not apply to step-parent adoptions.

(2) Unless a court dispenses with the requirement, each birth parent must sign Form N in which the birth parent acknowledges that:

(a) after six months have passed after the eighteenth birthday of the adopted child, the minister may release a certified copy of the original birth registration to the adopted adult or a birth parent without the consent of any other party unless a veto has been registered pursuant to section 30 by the adopted adult, a birth parent or the adopted child; and

(b) a veto registered pursuant to section 30 terminates on the date of death of the individual who registered the veto.

(3) Unless a court dispenses with the requirement, each adoptive parent must agree in writing, substantially in Form O, to inform the child that:

(a) after the adopted child reaches the age of 18 years, the adopted child may register a veto pursuant to section 30;

(b) after six months have passed after the eighteenth birthday of the adopted child, the minister may release a certified copy of the original birth registration to the adopted adult or a birth parent without the consent of any other party unless a veto has been registered pursuant to section 30 by the adopted adult, a birth parent or the adopted child; and

(c) a veto registered pursuant to section 30 terminates on the date of death of the individual who registered the veto.

(4) Each child who is 12 years of age or more and whose consent to adoption is required by clause 4(1)(b) of the Act, must sign an acknowledgment, substantially in Form C-5, that he or she is aware:

(a) of the right to request a certified copy of the original birth registration or to register a veto pursuant to section 30 after he or she is 18 years of age or more; and

(b) that a veto registered pursuant to section 30 terminates on the date of death of the individual who registered the veto.

14 Mar 2003 cA-5.2 Reg 1 s14; 5 Nov 2004 SR
99/2004 s8.

Application re independent adoption

15(1) In the case of an independent adoption of a child, the applicant, in addition to complying with section 13, must include with the application:

(a) evidence that the applicant is physically, psychologically and emotionally suitable to adopt the child;

(b) the child's social, medical and family history provided by:

(i) the birth parent of the child; or

(ii) in the discretion of the court, any other person;

- (c) information respecting the social, medical and family history of the applicant; and
 - (d) information respecting the reason the child was placed for adoption with the applicant.
- (2) The court may waive the requirement of clause (1)(b) where the applicant has been unable to secure the history from the birth parent or any other person.

14 Mar 2003 cA-5.2 Reg 1 s15.

Report for the court

16(1) Where a person is required to supply a report respecting a child for the court:

- (a) the person must submit to the court information with respect to:
 - (i) the child's name, date and place of birth, the time of birth if known and the date on which the child was placed for adoption;
 - (ii) the child's physical, mental and emotional level of development;
 - (iii) the child's social, medical and family history;
 - (iv) the circumstances resulting in the child being placed for adoption, including, where applicable:
 - (A) the transfer of guardianship of the child to an agency;
 - (B) the child's committal to the minister; or
 - (C) the child's committal to a child welfare agency outside Saskatchewan;
 - (v) the applicant's social, medical and family history;
 - (vi) the applicant's income and expenses, assets and liabilities;
 - (vii) whether the applicant is physically, psychologically and emotionally suitable to adopt the child; and
 - (viii) the criminal record, if any, of the applicant; and
 - (b) the information required for the report may be contained in more than one document, and all documents submitted for the purposes of this section constitute part of the report.
- (2) The court may waive the requirement of subclause (1)(a)(iii) where the department, agency or other child welfare agency has been unable to secure the history from the birth parent of the child or from any other person.

14 Mar 2003 cA-5.2 Reg 1 s16.

Application to recognize simple adoption order

17 In addition to the requirements of section 28 of the Act, an applicant for an order to recognize a simple adoption order must include with the application any information that is available with respect to:

- (a) the social, medical and family history of the child; and
- (b) the reason why the child was adopted by the applicant.

14 Mar 2003 cA-5.2 Reg 1 s17.

Social, medical and family history

18(1) Where a child's social, medical and family history is required to be filed with the court pursuant to these regulations, the person who filed the history must include information with respect to:

- (a) the child's birth, including the date and place of birth, the time of birth if known, the child's birth weight and length and the type of birth;
- (b) a birth parent's:
 - (i) full name;
 - (ii) date and place of birth;
 - (iii) racial and ethnic origin, including First Nation or Métis status, if applicable;
 - (iv) spousal relationship;
 - (v) appearance, personality, interests and special skills or talents;
 - (vi) educational level and achievements;
 - (vii) occupation and occupational history;
 - (viii) religious affiliation, if any;
 - (ix) other children, if any, including their names, ages, health, personalities, interests and educational levels and whether or not the children are living with the birth parent;
 - (x) health condition, both physical and mental, any medical disorders, any mental impairment and any known genetic disorders; and
 - (xi) treatment and prognosis with respect to any medical disorders;
- (c) the health condition, medical disorders, mental impairment and known genetic disorders of the birth parents' children, parents, siblings or other birth relatives;
- (d) whether the birth parents jointly agreed on the adoption plan for the child;
- (e) the reason why the birth parent placed the child for adoption; and
- (f) the degree to which other family members of the birth parent were aware of the pregnancy and adoption placement of this child and, if so, their names and locations.

(2) Where an applicant's social and family history is required pursuant to these regulations, the history must include:

- (a) the information mentioned in subclauses (1)(b)(i) to (viii);
- (b) the name, age, occupation and education of the applicant's parents and siblings, if any; and
- (c) if applicable, information with respect to the applicant's spousal relationship.

14 Mar 2003 cA-5.2 Reg 1 s18.

Records

19 With respect to each order of adoption and each order recognizing a simple adoption order made pursuant to the Act or any former Act, the minister shall maintain a record that includes:

- (a) the application, supporting material and notice:
 - (i) required by the Act or any former Act; and
 - (ii) filed with the director pursuant to the Act or any former Act;
- (b) any order made by the court pursuant to the Act or any former Act; and
- (c) all other materials in the possession of the department relating to the adoption that are, in the opinion of the minister, required for post-adoption services.

14 Mar 2003 cA-5.2 Reg 1 s19.

PART III

Post-adoption Services

Interpretation of Part

20 In this Part:

“adoptive family member” means:

- (a) an adoptive parent;
- (b) a child of an adoptive parent;
- (c) a brother or sister of an adoptive parent, including a half-brother or half-sister; or
- (d) a parent of an adoptive parent; (*«membre de la famille adoptive»*)

“birth family member” means:

- (a) a birth parent;
- (b) a child of a birth parent;
- (c) a brother or sister of a birth parent, including a half-brother or half-sister; or
- (d) a parent of a birth parent; (*«membre de la famille de sang»*)

“**family member**” means:

- (a) a parent;
- (b) a child of a parent;
- (c) a brother or sister of a parent, including a half-brother or half-sister;
or
- (d) a parent of a parent; (*«membre de la famille»*)

“**personal decision-maker**” means a personal decision-maker as defined in *The Adult Guardianship and Co-decision-making Act*, and includes a person who has been appointed pursuant to any other law to exercise, on behalf of another person, powers that are similar to the powers conferred on a personal decision-maker by that Act. (*«décideur personnel»*)

14 Mar 2003 cA-5.2 Reg 1 s20.

Registry

21 The registry includes the records described in section 19 and any additional information made known to the minister with respect to the social, medical, and family history of an adopted child, adopted adult, adoptive family member, birth parent or other birth family member after an order of adoption is made.

14 Mar 2003 cA-5.2 Reg 1 s21.

Provision of services

22(1) Subject to sections 23 and 24, where a written request is received from a person who is entitled to receive the service, the minister may do any of the following:

- (a) release non-identifying information in accordance with section 26;
- (b) provide copies of documents other than birth registrations in accordance with section 27;
- (c) provide certified copies of birth registrations in accordance with sections 28 and 29;
- (d) conduct searches and facilitate contact in accordance with sections 31 and 32.

(2) **Repealed.** 8 Jne 2007 SR 42/2007 s4.

(3) **Repealed.** 8 Jne 2007 SR 42/2007 s4.

(3.1) **Repealed.** 8 Jne 2007 SR 42/2007 s4.

(4) **Repealed.** 8 Jne 2007 SR 42/2007 s4.

(5) **Repealed.** 8 Jne 2007 SR 42/2007 s4.

(6) **Repealed.** 8 Jne 2007 SR 42/2007 s4.

14 Mar 2003 cA-5.2 Reg 1 s22; 5 Nov 2004 SR 99/2004 s9; 8 Jne 2007 SR 42/2007 s4.

Provision of services in step-parent adoptions

23(1) With respect to a step-parent adoption, where a written request is received from a person who is entitled to receive the service, the minister may do any of the following:

- (a) provide copies of the adoption order;
 - (b) with respect to an adopted adult, provide certified copies of the birth registration if the consent of each birth parent listed on the birth registration has been obtained by the applicant.
- (2) Sections 26 to 32 do not apply with respect to step-parent adoptions.

14 Mar 2003 cA-5.2 Reg 1 s23.

24 Repealed. 5 Nov 2004 SR 99/2004 s10.

Obtaining consent

25(1) Where a request is made for a service pursuant to this Part, the minister may, for the purpose of obtaining consent, conduct a search for any person whose consent is required.

- (2) Any consent required for the purposes of these regulations must be in writing.
- (3) Where a person whose consent is required is deceased or cannot be located after reasonable efforts have been made to locate that person, the minister may contact another family member of that person to determine if the family member will give consent on behalf of that person, and a consent given by the family member is a valid consent for the purposes of this Part.
- (4) Where a person whose consent is required lacks capacity and a personal decision-maker has been appointed for the person who lacks capacity:
 - (a) the minister may contact the personal decision-maker to determine if the personal decision-maker has authority to consent, and will consent, to the action for which consent is required; and
 - (b) a consent given by the personal decision-maker is a valid consent for the purposes of this Part.
- (5) Where a person whose consent is required lacks capacity and no personal decision-maker has been appointed or a personal decision-maker has been appointed but does not have authority to give consent, the minister may contact another family member of that person to determine if the family member will give consent on behalf of that person, and a consent given by the family member is a valid consent for the purposes of this Part.
- (6) Where the consent of a family member is sought pursuant to subsection (3) or (5) and no family member can be located after reasonable efforts have been made, the minister may contact any other birth relative or a step relative who, in the opinion of the minister, has a sufficient interest in the personal welfare of the person whose consent is required to determine if the birth relative or step relative will give consent on behalf of that person, and a consent given by the birth relative or step relative is a valid consent for the purposes of this Part.

(7) Where the consent of a birth relative or step relative is sought pursuant to subsection (6) and no birth relative or step relative can be located after reasonable efforts have been made, the minister may release information or provide a copy of a document to the appropriate person.

14 Mar 2003 cA-5.2 Reg 1 s25.

Release of non-identifying information

26(1) The minister may release from the registry:

- (a) non-identifying information, including medical or genetic information, about a child's birth family members to an adoptive parent of the child;
- (b) non-identifying information about a child's adoptive family members to the adopted child's birth parent;
- (c) non-identifying information, including medical or genetic information, about an adopted adult's birth family members, including birth family members who are adopted, to the adopted adult;
- (d) non-identifying information, including medical or genetic information, about the birth family members of a deceased adopted adult to an adoptive family member of an adopted adult;
- (e) non-identifying information about the status of a birth family member as an Aboriginal person to an adoptive parent of an adopted child or to an adopted adult; or
- (f) any non-identifying information to the person to whom the information relates.

(2) Any information that may be released by the minister to a person pursuant to subsection (1) may, with the written consent of that person, be released by the minister to any other person.

14 Mar 2003 cA-5.2 Reg 1 s26; 5 Nov 2004 SR 99/2004 s11.

Providing copies of documents

27(1) The minister may provide a copy of an order of adoption with respect to an adopted child or adopted adult to the child's adoptive parent or to the adopted adult.

(2) The minister may provide to a birth parent of an adopted child or to a birth parent of an adopted adult, a copy of:

- (a) the consent to adoption, voluntary committal or transfer of guardianship with respect to the child or adult signed by that birth parent; or
- (b) the order of committal with respect to the child or adult if it bears the name of that birth parent.

(3) The minister may provide a copy of an order recognizing a simple adoption order to the person with respect to whom the simple adoption order was made or to the person's adoptive parent.

(4) The minister may provide a copy of a birth parent history, including the social, medical and family history of the birth parent, to the birth parent who is the subject of the history.

14 Mar 2003 cA-5.2 Reg 1 s27.

Providing copy of birth registration – adoption before April 1, 1997

28(1) This section applies with respect to persons placed for adoption before April 1, 1997.

(2) The minister may provide a certified copy of the original birth registration of an adopted child to an adoptive parent or a birth parent of the adopted child where:

(a) there has been personal contact between an adoptive parent and a birth parent whose name appears on the adopted child's original birth registration; and

(b) there is written consent from each adoptive parent and each birth parent whose name appears on the adopted child's original birth registration.

(3) The minister may provide a certified copy of the original birth registration of an adopted adult to a birth parent or to the adopted adult where there is written consent from:

(a) each birth parent whose name appears on the adopted adult's original birth registration and from the adopted adult; and

(b) in the case of an adopted adult who has been adopted more than once, each person who was at one time an adoptive parent of the adopted adult.

14 Mar 2003 cA-5.2 Reg 1 s28.

Providing copy of birth registration – adoptions April 1, 1997 or after

29(1) This section applies with respect to persons who are placed for adoption on or after April 1, 1997.

(2) An adopted adult or a birth parent of an adopted adult may submit a written request for a certified copy of the original birth registration of the adopted adult.

(3) Subject to subsection (4), the minister may, without the consent of any other party, release a certified copy of the original birth registration to a person who makes a request pursuant to subsection (2) if a period of six months has elapsed since the eighteenth birthday of the adopted adult.

(4) The minister shall not release a certified copy of the original birth registration of an adopted adult if a veto has been submitted pursuant to section 30 and has not been removed pursuant to subsection 30(3) or terminated pursuant to subsection 30(4).

14 Mar 2003 cA-5.2 Reg 1 s29.

Veto

30(1) At any time after his or her eighteenth birthday, an adopted adult may submit to the minister a veto in writing forbidding the release of a certified copy of the adopted adult's original birth registration unless a copy of it has previously been released.

- (2) At any time after a child is placed for adoption, a birth parent of the adopted child may submit to the minister a veto in writing forbidding the release of a certified copy of the adopted child's original birth registration unless a copy of it has previously been released.
- (3) A person who submits a veto pursuant to subsection (1) or (2) may have the veto removed by submitting a written request to the minister.
- (4) A veto submitted pursuant to this section terminates on the date of death of the individual who registered the veto.

14 Mar 2003 cA-5.2 Reg 1 s30.

Search for birth relatives, release of identifying information

- 31(1)** The minister may conduct a search for a birth parent of an adopted child or an adopted adult on receipt of a written request from the adopted child's adoptive parent or the adopted adult.
- (2) The minister may conduct a search for a birth sibling of an adopted child or an adopted adult if the birth sibling was not adopted:
- (a) on receipt of a written request from the adoptive parent of the adopted child or from the adopted adult; and
 - (b) with the written consent of the birth parent, or guardian or person having lawful custody of the birth sibling who was not adopted.
- (3) The minister may conduct a search for a birth relative, other than a birth parent or birth sibling, of an adopted child or an adopted adult:
- (a) on receipt of a written request from the adoptive parent of the adopted child or from the adopted adult; and
 - (b) with the written consent of the birth parent who is related to the birth relative who is the subject of the search request.
- (4) The minister may conduct a search for birth relatives of a deceased adopted adult on receipt of a written request from an adoptive family member of the deceased adopted adult.
- (5) Where the minister locates a birth parent, birth sibling or other birth relative as a result of a search pursuant to this section, the minister:
- (a) shall determine if the birth parent, birth sibling or other birth relative is willing to:
 - (i) consent to the release of identifying information to the adoptive parent of the adopted child or to the adopted adult; or
 - (ii) have personal contact with the adopted child or adopted adult; and
 - (b) subject to subsections (6) and (7), if a consent to the release of identifying information is received, may release identifying information in accordance with the consent.

(6) Where the minister receives a request for identifying information about the birth parents of an adopted adult who was jointly adopted with a sibling who is under the age of 18 years, the minister must obtain the consent of the birth parents and the adoptive parents.

(7) Where the minister receives a request for identifying information about the birth parents of an adopted adult who has a birth sibling under the age of 18 years who was not jointly adopted with the adopted adult but who is in communication with the adopted adult, the minister must obtain the consent of:

- (a) the birth parents; and
- (b) the adoptive parents of the birth sibling, if the birth sibling is adopted, or the guardian or person having lawful custody of the birth sibling, if the birth sibling is not adopted.

14 Mar 2003 cA-5.2 Reg 1 s31.

Search for adopted adult, release of identifying information

32(1) The minister may conduct a search for an adopted adult on receipt of a written request from:

- (a) a birth parent of the adopted adult;
- (b) an adult birth sibling of the adopted adult:
 - (i) with the written consent of a birth parent;
 - (ii) if both birth parents of the adopted adult are parents of the adult birth sibling and lack capacity, are deceased or cannot be located after reasonable efforts have been made by the adult birth sibling; or
 - (iii) if only one of the birth parents of the adopted adult is a parent of the adult birth sibling and that parent lacks capacity, is deceased or cannot be located after reasonable efforts have been made by the adult birth sibling;
- (c) an adult birth family member of the adopted adult, other than an adult birth sibling, if the birth parent that is related to the adult birth family member making the request:
 - (i) provides written consent; or
 - (ii) lacks capacity, is deceased or cannot be located after reasonable efforts have been made by the adult birth family member;
- (d) an adult birth sibling of the adopted adult who was adopted and has no identifying information about the birth parents.

(2) Where the minister locates an adopted adult as a result of a search pursuant to this section, the minister:

- (a) shall determine if the adopted adult is willing to:
 - (i) consent to the release of identifying information to his or her birth parent or adult birth family member; or
 - (ii) have personal contact with his or her birth parent or adult birth family member; and
- (b) if a consent to the release of identifying information is received, may release identifying information in accordance with the consent.

14 Mar 2003 cA-5.2 Reg 1 s32; 5 Nov 2004 SR 99/2004 s12.

Release of information for medical purposes

33 The minister may release identifying information with respect to an adopted child, adopted adult, adoptive parent or birth parent without the written consent of the person to whom the information pertains where an adopted child, adopted adult, birth parent or birth family member has a serious medical condition and the information is required or needs to be transmitted for diagnostic or treatment purposes.

14 Mar 2003 cA-5.2 Reg 1 s33.

Beneficiaries of estates

34(1) The minister may contact an adopted adult or the adoptive parent of an adopted child where the adopted person is or may be a beneficiary of an estate with respect to which probate or administration is being sought.

(2) Where a person may be a beneficiary of an estate with respect to which probate or administration is being sought, the minister may, without the written consent of the person, disclose to a lawyer or to the Public Guardian and Trustee of Saskatchewan whether or not there has been an adoption of the person.

14 Mar 2003 cA-5.2 Reg 1 s34.

Aboriginal status

35 The minister may release identifying information with respect to an adopted child or adopted adult to the Department of Indian Affairs and Northern Development (Canada) without the written consent of the person to whom the information pertains where the information is required for the purpose of determining the status of the adopted child or adopted adult pursuant to the *Indian Act* (Canada).

14 Mar 2003 cA-5.2 Reg 1 s35.

Release to employees, child welfare agencies

36 The minister may release identifying information and non-identifying information with respect to an adopted child or adopted adult to an employee of the department or to a child welfare agency within or outside of Saskatchewan without the written consent of the person to whom the information pertains where the information is required by the employee to carry out his or her duties or by the agency to carry out its duties.

14 Mar 2003 cA-5.2 Reg 1 s36.

PART IV Agencies

Application for a licence

37(1) A body corporate that desires to secure the approval of the minister pursuant to section 37 of the Act must apply to the minister for a licence to operate an agency.

(2) An application for a licence must be in a form supplied by the minister and must be accompanied by:

- (a) documentation to show that:
 - (i) the applicant is incorporated, continued or registered pursuant to *The Non-profit Corporations Act, 1995* or *The Co-operatives Act, 1996*;
 - (ii) the applicant has general liability insurance covering the proposed agency and its employees in an amount satisfactory to the minister; and
 - (iii) the premises from which the applicant proposes to operate the agency:
 - (A) comply with municipal zoning bylaws; and
 - (B) provide space for counselling and interviewing that ensures privacy for all persons involved in an adoption;
- (b) documentation stating the proposed agency's policies respecting:
 - (i) staff qualifications;
 - (ii) record keeping;
 - (iii) assessment and approval of persons who apply to adopt a child;
 - (iv) selection of approved applicants for a child;
 - (v) storage of files and records;
 - (vi) recruitment of birth parents and adoptive applicants; and
- (c) any other documentation that the minister may require.

14 Mar 2003 cA-5.2 Reg 1 s37.

Issuance of licence

38 Where the minister is satisfied that the public interest will be served and that the requirements of the Act and these regulations are met, the minister may issue a licence to an applicant.

14 Mar 2003 cA-5.2 Reg 1 s38.

Duration of licence

39 A licence may be issued for any period not exceeding three years.

14 Mar 2003 cA-5.2 Reg 1 s39.

Licence not transferable

40 A licence is not transferable.

14 Mar 2003 cA-5.2 Reg 1 s40.

Amendment, suspension, cancellation of licences

41(1) Subject to subsection (2), where the minister considers it to be in the public interest, the minister may suspend, amend or cancel a licence.

(2) For the purposes of section 41 of the Act, before suspending, amending or cancelling a licence, the minister shall give written notice to the licensee of the decision to suspend, amend or cancel the licence.

(3) A licence that is suspended is, for the period of the suspension, deemed not to have been issued.

14 Mar 2003 cA-5.2 Reg 1 s41.

Licence to be displayed

42 An agency to which a licence has been issued must keep the licence on the premises of the agency and must make the licence available for inspection by any person at any reasonable time.

14 Mar 2003 cA-5.2 Reg 1 s42.

Program supervisor

43(1) Subject to subsection (4), an agency must designate as the agency's program supervisor a person who meets the qualifications mentioned in subsection (2).

(2) An agency's program supervisor must have:

(a) a master's or bachelor's degree in social work or a related degree in the social sciences with a minimum of five years' experience in child and family services, including at least one year of direct service in adoption services; or

(b) an equivalent combination of education and experience.

(3) An agency's program supervisor is responsible for the daily operation of the agency's pregnancy counselling and adoption services.

(4) Where an agency's program supervisor is absent or unable to act or has resigned as the agency's program supervisor, the agency may, subject to the approval of the minister, designate an officer or employee of the agency who does not possess the qualifications set out in subsection (2) as the agency's program supervisor to act for a period not exceeding 12 months.

14 Mar 2003 cA-5.2 Reg 1 s43.

Board membership

44(1) Subject to subsection (2), an agency must ensure that at least 25% of the members of the agency's board of directors have knowledge of and experience in adoption services.

(2) Subject to subsection (3), where fewer than 25% of the members of an agency's board of directors have knowledge of and experience in adoption services, the agency must ensure that an advisory committee is established by the board of directors consisting of at least three persons who have knowledge of and experience in adoption services.

(3) Where a member of an advisory committee is absent or unable to act or has resigned as a member of the advisory committee, the board of directors may, with the approval of the minister, place on the advisory committee a person who does not have knowledge of and experience in adoption matters to act as a member of the committee for a period not exceeding six months.

14 Mar 2003 cA-5.2 Reg 1 s44.

Agency services

45(1) An agency must make available pregnancy counselling services for birth parents, including but not limited to:

- (a) information on available options with respect to planning for a child;
- (b) where a birth parent is considering adoption for a child, information respecting available alternatives to adoption; and
- (c) counselling and support services before and after the birth of a child.

(2) An agency must provide services to prospective adoptive parents, including but not limited to:

- (a) providing information about adoption and available alternatives to adoption;
- (b) maintaining a list of individuals who have applied to the agency to adopt a child;
- (c) assessing prospective adoptive parents to determine their suitability to adopt a child; and
- (d) preparation for adoptive parenthood.

- (3) An agency must provide counselling and support services to:
- (a) birth parents who wish to place, or have placed, children for adoption with the agency; and
 - (b) adoptive parents and prospective adoptive parents.
- (4) An agency must accept transfers of guardianship with respect to children and place children for the purposes of adoption pursuant to the Act.

14 Mar 2003 cA-5.2 Reg 1 s45.

Records

46 Where an agency's licence terminates or is cancelled and a new licence is not issued, the agency must, within 30 days after termination or cancellation of the licence or within any other period that the minister may allow, forward to the minister all files and records established pursuant to the Act by the agency that relate to a child, a birth parent, an adoptive parent or a prospective adoptive parent.

14 Mar 2003 cA-5.2 Reg 1 s46.

Reporting

47 An agency must provide to the minister:

- (a) statistical reports with respect to the adoption services:
 - (i) every three months; and
 - (ii) at any other time when requested by the minister;
- (b) an annual audited statement with respect to the pregnancy counselling and adoption services of the agency; and
- (c) an annual report that provides an accurate report of the agency's operations and services.

14 Mar 2003 cA-5.2 Reg 1 s47.

Inspection

48 An agency must permit the minister to inspect the agency's premises, all records with respect to the agency and all records and files that relate to pregnancy counselling and adoption services provided by the agency.

14 Mar 2003 cA-5.2 Reg 1 s48.

PART V
Adoption Assistance

Interpretation

49 In this Part:

“**assistance**” includes:

- (a) maintenance payments to meet the initial and ongoing expenses of rearing a child where the adoptive family is unable to meet the child’s needs;
- (b) payments for services related to the special needs of a child that are not available free of charge through existing community services, including payments for:
 - (i) medical expenses;
 - (ii) orthodontic and corrective dental treatment;
 - (iii) home renovations or equipment to accommodate a disability;
 - (iv) therapy, including occupational, speech and hearing therapy;
 - (v) remedial education;
 - (vi) rehabilitation training;
 - (vii) day care for remedial purposes; and
 - (viii) transportation and accommodation costs; («*aide*»)

“**foster parent**” means foster parent as defined in *The Child and Family Services Regulations*. («*mère ou père de famille d’accueil*»)

14 Mar 2003 cA-5.2 Reg 1 s49.

Eligibility

50(1) Subject to section 51, where a person proposes to obtain an order of adoption with respect to a person who, at the time of the proposed adoption, is a Crown ward, the minister may provide assistance with respect to the Crown ward to the person who proposes to obtain the order of adoption if:

- (a) the Crown ward has a special need requiring special services as a result of:
 - (i) being a member of a family group to be placed for adoption jointly;
 - (ii) having siblings previously placed for adoption with the person who proposes to adopt the Crown ward;
 - (iii) having a diagnosed physical, mental or emotional disturbance or disability; or
 - (iv) having a recognized high risk of physical, mental or emotional disturbance or disability; or
- (b) because of circumstances pertaining to the Crown ward, the provision of assistance is likely to result in a placement of the child for adoption.

(2) Subject to section 51, the minister may provide assistance to an adoptive parent with respect to an adopted child who is a former Crown ward if the adopted child has a special need requiring special services as a result of having:

- (a) a diagnosed physical, mental or emotional disturbance or disability; or
- (b) a recognized high risk of physical, mental or emotional disturbance or disability.

14 Mar 2003 cA-5.2 Reg 1 s50.

Assistance agreement

51(1) The minister shall not provide assistance pursuant to section 50, and no person is entitled to receive any assistance pursuant to section 50, until the minister and the prospective adoptive parent or adoptive parent, as the case may be, have entered into an assistance agreement.

(2) The assistance provided pursuant to an assistance agreement and the other provisions of an assistance agreement may be varied or terminated by the minister where:

- (a) the ability of the person to provide for the special needs of the adopted child has changed;
- (b) there is a change in the special needs of the adopted child; or
- (c) the person and the minister agree to the modification.

(3) No assistance will be paid pursuant to an assistance agreement after the adopted child attains the age of 21 years.

(4) An assistance agreement is to be reviewed annually and at any other time requested by the minister, and that review will be carried out through a home visit if possible.

14 Mar 2003 cA-5.2 Reg 1 s51.

PART VI
General

Certain fees authorized

52(1) For the purposes of section 33 of the Act, a fee may be charged for the following:

- (a) professional services provided in relation to an application for adoption by:
 - (i) a person who prepares a report for the court pursuant to the Act;
 - (ii) a person who provides translation services required by the Act or these regulations or required by the foreign jurisdiction where a child adopted or to be adopted resides or resided;
 - (iii) a lawyer for all legal fees in relation to obtaining an order pursuant to the Act;

- (iv) a person who provides independent advice pursuant to subsection 4(4) of the Act to a birth parent or guardian or person having lawful custody of a child;
 - (v) a medical practitioner or other professional who provides medical reports, psychological assessments or related services with respect to a child, an adoptive parent or a birth parent;
 - (vi) a person, other than an employee of the Government of Saskatchewan, who prepares a written report required by subsection 27(2) of the Act; or
 - (vii) a person, other than an employee of the Government of Saskatchewan, who prepares a post-adoption placement report for a child and the child's adoptive family following the placement of the child for adoption, if the report was requested by the state where the child was habitually resident before the placement for adoption;
- (b) in the case of an independent or international adoption, the actual cost of transportation related to the placement of the child for the purpose of adoption;
- (c) in the case of an international adoption, maintenance costs for the child where care is provided by:
- (i) a person other than the child's birth parent or birth family member; or
 - (ii) a minister or other official of the government of a jurisdiction outside Saskatchewan or another child welfare agency outside Saskatchewan;
- (d) services provided by the Government of Saskatchewan with respect to an international adoption, including fees for:
- (i) the preparation of a written report required by subsection 27(2) of the Act;
 - (ii) translation services for the purpose of obtaining an order pursuant to the Act or where required by the foreign jurisdiction where the child adopted or to be adopted resides or resided;
 - (iii) administrative costs incurred by the department for services provided in relation to an international adoption, including the cost of salaries and transportation of members of the staff of the department; and
 - (iv) post-adoption placement reports for a child and the child's adoptive family following the placement of the child for adoption, if requested by the state where the child was habitually resident before the adoption;

- (e) services provided in a jurisdiction outside Saskatchewan by a person who is approved in that jurisdiction to provide services necessary to meet the standards established by the Convention on Protection of Children and Cooperation in respect of Intercountry Adoption;
 - (f) in the case of an agency, services provided pursuant to section 45 of these regulations, including administrative costs incurred by the agency.
- (2) A fee charged for a service mentioned in subsection (1) must not exceed an amount that, in the opinion of the director, is reasonable for the service.

14 Mar 2003 cA-5.2 Reg 1 s52.

Filing of notice of appeal

53 Every person who files a notice of appeal pursuant to subsection 29.6(4) of the Act must, at the same time, file a copy of the notice of the appeal with the Court of Queen's Bench at the judicial centre where the fiat, order or decision appealed from was made.

14 Mar 2003 cA-5.2 Reg 1 s53; 7 Jly 2006 SR 63/2006 s4.

R.R.S. c.A-5.1 Reg 1 repealed

54 *The Adoption Regulations, 1990* are repealed.

14 Mar 2003 cA-5.2 Reg 1 s54.

Coming into force

55(1) Subject to subsection (2), these regulations come into force on the day on which section 43 of *The Adoption Act, 1998* comes into force.

(2) If these regulations are filed with the Registrar of Regulations after the day on which section 43 of *The Adoption Act, 1998* comes into force, these regulations come into force on the day on which they are filed with the Registrar of Regulations.

14 Mar 2003 cA-5.2 Reg 1 s55.

Appendix

PART I

FORM A-1
[Clause 3(a)]

In the Court of Queen's Bench (Family Law Division)
Judicial Centre of _____

In the matter of an application for the adoption of _____, a child,
(child's full birth name)
by _____
(name(s) of applicant(s))

Application For Order of Adoption
Pursuant to section 16 of *The Adoption Act, 1998*

I/We, _____ of _____,
(name(s) of applicant(s)) *(mailing address)*
Saskatchewan, hereby apply to adopt as my/our child, _____,
(child's full birth name)

born on _____, _____ at _____, _____
(month) (day) *(year)* *(city/town)* *(province)*

and who is, to the best of my/our information and belief, a child within the meaning of *The Adoption Act, 1998*.

I/We request that an order be made that the name of the adopted child remain as _____
or be changed to _____.

I/We request that an order be made for the adoption of _____
(child's full birth name)

Dated at _____, Saskatchewan, this _____ day of _____, 20 ____.
(city/town)

(Signature of applicant)

(Signature of applicant)

This document was delivered by _____
(applicant(s))

of _____
(business or residence address)

(telephone number)

and the address for service is _____.

FORM A-3
[Clause 3(c)]

In the Court of Queen's Bench (Family Law Division)
Judicial Centre of _____

In the matter of an application for the adoption of _____, a person
(person's full birth name)
18 years of age or more, by _____
(name(s) of applicant(s))

Application For Order of Adoption
Pursuant to section 24 of *The Adoption Act, 1998* (Adoption of an Adult)

I/We, _____, of _____,
(name(s) of applicant(s)) *(mailing address)*
Saskatchewan, hereby apply to adopt _____,
(person's full birth name)
born on _____, _____ at _____,
(month) (day) *(year)* *(city/town)* *(province)*

and who is, to the best of my/our information and belief, a person 18 years of age or more.

I/We request that an order be made that the name of the adopted person remain as _____
or be changed to _____.

I request that an order be made for the adoption of _____
(person's full birth name)

Dated at _____, Saskatchewan, this _____ day of _____, 20 ____.
(city/town)

(Signature of applicant)

(Signature of applicant)

This document was delivered by _____
(applicant)

of _____,
(business or residence address)

(telephone number)

and the address for service is _____.

FORM B
[Section 4]

In the Court of Queen's Bench (Family Law Division)
Judicial Centre of _____

In the matter of an application for an order to recognize the simple adoption order of _____
(child's full adoptive name)

Application to Recognize a Simple Adoption Order
Pursuant to section 28 of *The Adoption Act, 1998*

I/We, _____, of _____,
(name(s) of applicant(s)) (mailing address)

Saskatchewan, hereby:

- Request that, pursuant to subsection 28(3) of *The Adoption Act, 1998*, an order be made to recognize the simple adoption order made according to the laws of _____
(name of country)
on _____, _____ with respect to _____,
(month) (day) (year) (child's full adoptive name)
born on _____, _____ and who is, to the best of my/our information and belief,
(month) (day) (year)
a child within the meaning of *The Adoption Act, 1998*.

(Complete paragraph 2 if the simple adoption order was granted after *The Adoption Act, 1998* came into force.)

- Certify that to the best of my/our information and belief, I/we have complied with the laws of Canada,
_____ and Saskatchewan.

Dated at _____, Saskatchewan, this _____ day of _____, 20 ____.
(city/town)

(Signature of applicant)

(Signature of applicant)

This document was delivered by _____
(applicant)

of _____,
(business or residence address)

(telephone number)

and the address for service is _____.

FORM C-1
[Clause 5(1)(a)]

In the Court of Queen's Bench (Family Law Division)
Judicial Centre of _____

In the matter of an application for the adoption of _____
(child's full birth name)

Consent of Birth Parent or Guardian
Pursuant to section 16 of *The Adoption Act, 1998*

I, _____, of _____, _____,
(name of birth parent or guardian) *(city/town)* *(province)*

hereby certify:

1. That I am the:
- birth mother; or
- birth father; or
- guardian;

of _____, born at _____, _____
(child's full birth name) *(city/town)* *(province)*

on _____, _____.
(month) *(day)* *(year)*

2. That I hereby consent to the adoption of _____
(child's full birth name)

by _____
(name(s) of applicant(s))

of _____, _____.
(mailing address) *(province)*

Dated at _____, Saskatchewan, this _____ day of _____, 20____.
(city/town)

(Signature of birth parent/guardian)

(Signature of witness)

(Attach Affidavit of Execution and Form G – Certificate of Independent Advice)

FORM C-2
[Subclause 5(1)(b)(i)]

In the Court of Queen's Bench (Family Law Division)
Judicial Centre of _____

In the matter of an application for the adoption of _____
(child's full birth name)

Consent of Birth Parent or Guardian to an Order of Adoption
Pursuant to Application pursuant to section 23 of *The Adoption Act, 1998* (Step-parent Adoption)

I, _____, of _____, _____,
(name of birth parent or guardian) *(city/town)* *(province)*

hereby certify:

- 1. That I am the:
 - birth mother; or
 - birth father; or
 - guardian;

of _____, born at _____,
(child's full birth name) *(city/town)* *(province)*

on _____, _____.
(month) *(day)* *(year)*

2. That I hereby consent to the adoption of _____
(child's full birth name)

by _____
(name(s) of applicant(s))

of _____,
(mailing address) *(province)*

Dated at _____, Saskatchewan, this _____ day of _____, 20____.
(city/town)

(Signature of birth parent/guardian)

(Signature of witness)

(Attach Affidavit of Execution and Form G – Certificate of Independent Advice)

FORM C-3
[Subclause 5(1)(b)(ii)]

In the Court of Queen's Bench (Family Law Division)

Judicial Centre of _____

In the matter of an application for the adoption of _____
(child's full birth name)

by _____
(name of applicant)

Consent of Birth Parent (Spouse of Applicant) to an Order of Adoption

Pursuant to Application Pursuant to section 23 of *The Adoption Act, 1998* (Step-parent Adoption)

(To be completed by applicant's spouse)

I, _____, of _____, Saskatchewan,
(name of birth parent) *(city/town)*

hereby certify that:

1. I am a birth parent of _____,
(child's full birth name)
born at _____,
(city/town) _____,
(province)
on _____,
(month) *(day)* _____,
(year)

2. The applicant is my spouse.

3. I hereby consent to an order of adoption being made granting the application of

(name of applicant)
to adopt _____
(child's full birth name)

Dated at _____, Saskatchewan, this _____ day of _____, 20 ____.
(city/town)

(Signature of birth parent)

(Signature of witness)

(Attach Affidavit of Execution)

FORM C-4
[Subsection 5(2)]

In the Court of Queen's Bench (Family Law Division)
Judicial Centre of _____

In the matter of an application for an order of adoption of _____,
(child's full birth name)
a Crown ward, born on _____, _____, by _____,
(month) (day) (year) (name(s) of applicant(s))
of _____, Saskatchewan
(mailing address)

Consent of the Minister
Pursuant to section 4 of *The Adoption Act, 1998*

I hereby consent to an order of adoption being made with respect to _____,
(child's full birth name)
a child who is a Crown ward within the meaning of *The Adoption Act, 1998*.

Dated at _____, Saskatchewan, this _____ day of _____, 20 ____.
(city/town)

(Signature of witness)

Minister of Community Resources and Employment

(Attach Affidavit of Execution)

FORM C-5

[Subsection 5(3), section 5.1, clause 13(h) and subsection 14(4)]

In the Court of Queen's Bench (Family Law Division)

Judicial Centre of _____

In the matter of an application for the adoption of _____
(child's full birth name)

Consent of Child 12 Years of Age or More

pursuant to sections 4 and 29.2 of *The Adoption Act, 1998*

I, _____, a child 12 years of age or more, hereby certify:
(child's full birth name)

1. That I am aware _____ is/are making an application
(name(s) of applicant(s))
for an order for my adoption.
2. That I hereby consent to an order being made for my adoption by _____.
(name(s) of applicant(s))
3. That I hereby consent to a change of my name to _____.
(new name)

OR

That I do not consent to a change of my name.
(strike out statement that does not apply)

4. I am aware that:
 - My birth parent has the right at any time:
 - to submit a veto forbidding the release of a certified copy of my original birth registration unless a copy of it has previously been released; and
 - to remove that veto.
 - When I am 18 years of age or more, I have the right:
 - to submit a veto forbidding the release of a certified copy of my original birth registration unless a copy of it has previously been released; and
 - to remove that veto.
 - A veto terminates if the person who submitted it dies.
 - After six months have passed following my eighteenth birthday, the minister may provide a certified copy of the original birth registration to me or my birth parent without the consent of any other party unless a veto has been submitted by me or my birth parent and the veto has not been removed or terminated.

Dated at _____, Saskatchewan, this _____ day of _____, 20 ____.
(city/town)

(Signature of child)

(Signature of witness)

(Attach Affidavit of Execution)

FORM C-6
[Subsection 5(4)]

In the Court of Queen's Bench (Family Law Division)
Judicial Centre of _____

In the matter of an application for the adoption of _____,
(child's full birth name)
a child, born on _____, _____, by _____
(month) (day) (year) (name(s) of applicant(s))
of _____, Saskatchewan
(mailing address)

Consent of an Agency
Pursuant to section 4 of *The Adoption Act, 1998*

The _____ hereby consents to an order of adoption being made with respect
(name of agency)
to _____, a child, with respect to whom guardianship has been transferred to
(child's full birth name)
or vested in this agency.

Dated at _____, Saskatchewan, this _____ day of _____, 20 ____.
(city/town)

(Signature of agency's program supervisor)

(Signature of witness)

(Name and seal of agency)

(Attach Affidavit of Execution)

FORM C-7
[Subsection 5(5)]

In the Court of Queen's Bench (Family Law Division)
Judicial Centre of _____

In the matter of an application for the adoption of _____
(person's full birth name)

Consent of Person 18 Years of Age or More
Pursuant to subsection 24(1) of *The Adoption Act, 1998*

I, _____, a person 18 years of age or more, hereby certify:
(person's full birth name)

1. That I am aware _____ is/are making an application
(name(s) of applicant(s))
for an order for my adoption.

2. That I hereby consent to an order being made for my adoption by _____.
(name(s) of applicant(s))

Dated at _____, Saskatchewan, this _____ day of _____, 20 ____.
(city/town)

(Signature of person)

(Signature of witness)

(Attach Affidavit of Execution)

FORM D
[Section 6]

In the Court of Queen's Bench (Family Law Division)
Judicial Centre of _____

In the matter of the transfer of guardianship of _____
(child's full birth name)

to _____
(name of agency)

Transfer of Guardianship
Pursuant to section 11 of *The Adoption Act, 1998*

I hereby certify:

1. That I am the:

- birth mother; or
 birth father; or
 guardian;

of _____, born at _____, _____
(child's full birth name) (city/town) (province)

on _____, _____.
(month) (day) (year)

2. That I hereby transfer guardianship of my child _____
(child's full birth name)

to _____.
(name of agency)

Dated at _____, Saskatchewan, this _____ day of _____, 20 ____.
(city/town)

(Signature of birth parent / guardian)

(Signature of witness)

Dated at _____, Saskatchewan, this _____ day of _____, 20 ____.
(city/town)

(Signature of agency's program supervisor)

(Signature of witness)

(Attach two Affidavits of Execution and Form G – Certificate of Independent Advice)

14 Mar 2003 cA-5.2 Reg 1.

FORM E

Repealed. 5 Nov 2004 SR 99/2004 s13.

FORM F
[Section 8]

In the Court of Queen's Bench (Family Law Division)
Judicial Centre of _____

In the matter of an application for the adoption of _____
(child's full birth name)

Certificate of Counselling
Pursuant to section 4 of *The Adoption Act, 1998*

I, _____, birth parent of _____
(child's full birth name)
born on _____, _____, hereby certify that the following have been discussed with me:
(month) (day) (year)

1. The possibility of obtaining financial support from the other birth parent of my child;
2. The possibility of parenting my child with the help of relatives, the other birth parent, the Department of Community Resources and Employment or any other available service;
3. The option to explore Income Assistance, including services such as medical coverage;
4. The possibility of voluntary short-term foster home care for my child to enable me to work out a suitable plan;
5. Adoption alternatives:
 - Adoption through voluntary committal of my child through the Department of Community Resources and Employment;
 - Agency adoption through transfer of guardianship;
 - Independent adoption by adoptive applicants identified and chosen by me;
6. Post-adoption services available.

Dated at _____, Saskatchewan, this _____ day of _____, 20 ____.

(Signature of birth parent)

I, _____, of _____, Saskatchewan,
(authorized person's name in full) (city/town)

hereby certify that:

In accordance with subclause 4(4)(a)(ii) and subsection 4(6) of *The Adoption Act, 1998*:

1. I am a person authorized to complete a certificate of counselling.
2. I have discussed the above options with _____
(birth parent's name in full)
3. I am satisfied that _____ is aware of available options in planning for the future
(birth parent's name)
care of _____ according to guidelines prepared by the Department of Community
(child's full birth name)
Resources and Employment.

Dated at _____, Saskatchewan, this _____ day of _____, 20 ____.

(Signature)

(Address)

FORM H
[Section 10]

In the Court of Queen's Bench (Family Law Division)
Judicial Centre of _____

In the matter of an application for an adoption with respect to _____
(child's full birth name)

Notice of Fiat or Decision
pursuant to subsection 29.3(1) of *The Adoption Act, 1998*

TO: _____
(applicant)

(applicant)

(director for _____ region)

(agency, if applicable)

The following fiat or decision was made by the Honourable _____ Justice _____
on _____, _____, 20 _____ :

(Complete (a), (b) or (c))

- (a) the application is granted.
- (b) the application is dismissed for the following reasons:

- (c) other:

Dated at _____, Saskatchewan, this _____ day of _____, 20 ____.

(city/town)

(Local Registrar)

Issued at the _____ of _____, Saskatchewan, on the ____ day of _____, 20 ____.

FORM I-1
[Clause 11(a)]

In the Court of Queen's Bench (Family Law Division)
Judicial Centre of _____

In the matter of an application for the adoption of _____,
(child's full birth name)

a child born on _____, _____, at _____,
(month) (day) (year) (city/town) (province)

Birth Registration Number _____ }
Before the Honourable _____ Justice _____ } The ____ day of _____, 20 ____.

Order of Adoption
Pursuant to section 16 of *The Adoption Act, 1998*

On the application of _____ of _____, Saskatchewan,
(name(s) of applicant(s)) (city/town)

and on reading the application for adoption:

1. It is ordered that the application of _____ to adopt _____ is granted.
(name(s) of applicant(s)) (child's full birth name)
2. It is further ordered that from this date the name of the child is _____.
(child's full adoptive name)

(Local Registrar)

Issued at the _____ of _____, Saskatchewan,
on the _____ day of _____, 20 ____.

FORM I-2
[Clause 11(b)]

In the Court of Queen's Bench (Family Law Division)
Judicial Centre of _____

In the matter of an application for the adoption of _____,
(child's full birth name)

a child born on _____, _____, at _____,
(month) (day) (year) (city/town) (province)

Birth Registration Number _____
Before the Honourable _____ Justice _____ } The ____ day of _____, 20 ____.

Order of Adoption
Pursuant to section 23 of *The Adoption Act, 1998* (Step-parent Adoption)

On the application of _____, of _____, Saskatchewan,
(name of applicant) (city/town)

and on reading the application for adoption:

1. It is ordered that the application of _____ to adopt _____ is granted.
(name of applicant) (child's full birth name)
2. It is further ordered that from this date the name of the adopted child is _____.
(child's full adoptive name)

(Local Registrar)

Issued at the _____ of _____, Saskatchewan,
on the _____ day of _____, 20 ____.

FORM I-3
[Clause 11(e)]

In the Court of Queen's Bench (Family Law Division)
Judicial Centre of _____

In the matter of an application for the adoption of _____,
(person's full birth name)

a person born on _____, _____, at _____,
(month) (day) (year) (city/town) (province)

Birth Registration Number _____ }
Before the Honourable _____ Justice _____ } The ____ day of _____, 20 ____.

Order of Adoption
Pursuant to section 24 of *The Adoption Act, 1998* (Adoption of an Adult)

On the application of _____, of _____, Saskatchewan,
(name(s) of applicant(s)) (city/town)

and on reading the application for adoption:

1. It is ordered that the application of _____ to adopt _____ is granted.
(name(s) of applicant(s)) (person's full birth name)
2. It is further ordered that from this date the name of the adopted person is _____.
(person's full adoptive name)

(Local Registrar)

Issued at the _____ of _____, Saskatchewan,
on the _____ day of _____, 20 ____.

FORM J
[Section 12]

In the Court of Queen's Bench (Family Law Division)
Judicial Centre of _____

In the matter of the application of _____
(name(s) of applicant(s))

for an order to recognize a simple adoption order of _____,
(child's full adoptive name)

a child born on _____, _____ in _____
(month) (day) (year) (name of country)

Before the Honourable _____ Justice _____ } The ____ day of _____, 20 ____.

Order to Recognize a Simple Adoption Order
Pursuant to section 28 of *The Adoption Act, 1998*

On the application of _____, of _____, Saskatchewan,
(name(s) of applicant(s)) (city/town)

and on reading the application for an order to recognize a simple adoption order, it is ordered that the application
of _____ for an order, pursuant to subsection 28(3) of *The Adoption Act, 1998*,
(name(s) of applicant(s))

to recognize a simple adoption order made in _____ on _____,
(name of country) (month) (day) (year)

with respect to _____ is approved.
(child's full adoptive name)

(Local Registrar)

Issued at the _____ of _____, Saskatchewan,
on the _____ day of _____, 20 ____.

FORM K
[Clause 13(c)]

In the Court of Queen's Bench (Family Law Division)
Judicial Centre of _____

In the matter of an application for the adoption of _____
(child's full birth name)

Financial Statement

of _____
(name(s) of applicant(s))

I/WE HEREBY MAKE OATH AND SAY that the details of my/our financial situation are herein accurately set out, to the best of my/our information and belief.

Estimate of Total Monthly Family Income		Estimate of Monthly Expenses	
Gross Pay:	\$ _____	Food:	\$ _____
(Name(s) of Employer(s):	_____)	Clothing:	\$ _____
Other income: (specify)	_____	Housing:	\$ _____
_____	_____	Utilities:	\$ _____
_____	\$ _____	Recreation & Entertainment:	\$ _____
Total Income	\$ _____	Child Expenses:	\$ _____
Less Total Deductions	\$ _____	Insurance:	\$ _____
		Other: (specify)	\$ _____
		_____	\$ _____
		_____	\$ _____
Net Income	\$ _____	_____	\$ _____
		_____	\$ _____
Estimate of Total Assets		Total Expenses	\$ _____
Real Estate:	\$ _____	Estimate of Debts	
Personal Property: (specify)	_____	Bank Loans:	\$ _____
_____	\$ _____	Credit & Charge Cards: (specify)	_____
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____
Investments:	\$ _____	_____	\$ _____
Cash:	\$ _____	Finance Company:	\$ _____
Total Assets	\$ _____	Other:	_____
		_____	\$ _____
		_____	\$ _____
		_____	\$ _____
		_____	\$ _____
		Total Debts	\$ _____

(Append schedule where necessary)

SWORN before me at _____,
Saskatchewan this _____ day
of _____, 20 ____.

A Commissioner for Oaths in and
for Saskatchewan or a Notary Public
My appointment expires _____, 20 ____.

14 Mar 2003 cA-5.2 Reg 1.

(Signature of applicant)

(Signature of applicant)

FORM L
[Clause 13(f)]

In the Court of Queen's Bench (Family Law Division)
Judicial Centre of _____

In the matter of an adoption with respect to _____
(child's full birth name)

Particulars of Adoption
Pursuant to *The Adoption Act, 1998*

1. Type of adoption: *(please check off appropriate category)*

- Two parent adoption
- Single parent adoption
- Step-parent adoption

2. Pre-adoption particulars:

Full birth name of child _____

Date of birth _____
(month) (day) (year)

Place of birth _____

Birth registration number _____

Aboriginal person? *(if yes, indicate category; if a status Indian, state Band name and number)* _____

3. Post-adoption particulars:

Full adoptive name of child _____

Full names of adoptive parents _____

Mailing address of adoptive parents _____

Date _____
(month) (day) (year) Local Registrar

Note: This fully completed form must be attached to each Order of Adoption forwarded to the Vital Statistics Branch, Saskatchewan Health, Regina, Saskatchewan Canada.

FORM M
[Clause 13(g)]

In the Court of Queen's Bench (Family Law Division)
Judicial Centre of _____

In the matter of an order of adoption with respect to:

Child's full birth name _____

Band name and number _____

Name(s) of birth parent(s) _____

Child's full adoptive name _____

Adoptive parent(s) _____
(name(s))

(mailing address)

Information for the Registrar Pursuant to the Indian Act (Canada)
pursuant to clause 29.3(3)(c) of *The Adoption Act, 1998*

TO: The Registrar pursuant to the *Indian Act* (Canada)

(address)

FROM: Local Registrar

(address)

1. Documents filed with the court indicate the above-named child is a status Indian.
2. In accordance with subsection 19(3) of *The Adoption Act, 1998*, enclosed is a certified copy of the order of adoption with respect to _____
(child's full adoptive name)

Local Registrar

FORM N

[Clause 13(h) and subsection 14(2)]

In the Court of Queen's Bench (Family Law Division)

Judicial Centre of _____

In the matter of an application for the adoption of _____,
(child's full birth name)

born on the _____ day of _____, _____

Birth Parent AcknowledgmentI _____ of _____, Saskatchewan,
(birth parent) (city/town)

am aware that:

- I have the right at any time:
 - to submit a veto forbidding the release of a certified copy of the original birth registration of my adopted child unless a copy of it has previously been released; and
 - to remove that veto.
- The other birth parent has the right at any time:
 - to submit a veto forbidding the release of a certified copy of the original birth registration of my adopted child unless a copy of it has previously been released; and
 - to remove that veto.
- When my adopted child is over the age of 18, he or she has the right:
 - to submit a veto forbidding the release of a certified copy of his or her original birth registration unless a copy of it has previously been released; and
 - to remove that veto.
- A veto terminates if the person who submitted it dies.
- After six months have passed following the eighteenth birthday of my adopted child, the minister may provide a certified copy of the original birth registration of _____

(child's full birth name)

to me, to the other birth parent or to my adopted adult child without the consent of any other party unless a veto has been submitted by me, the other birth parent or my adopted adult child, and the veto has not been removed or terminated.

Dated at _____, Saskatchewan, this _____ day of _____, 20 ____.

(Signature of birth parent)_____
(Signature of witness)

ADOPTION, 2003

A-5.2 REG 1

FORM O

[Clause 13(h) and subsection 14(3)]

In the Court of Queen's Bench (Family Law Division)
 Judicial Centre of _____

In the matter of an application for the adoption of _____,
 (child's full birth name)

born on the _____ day of _____, 20 _____

Adoptive Parents' Agreement

I/We _____, of _____, Saskatchewan,
 (adoptive parent(s)) (city/town)

agree to inform my/our adopted child _____ of the following:
 (child's full adoptive name)

1. After six months have passed following the eighteenth birthday of my/our adopted child, the minister may provide a certified copy of the original birth registration of my/our adopted child to a birth parent or to the adopted child unless a veto has been submitted by a birth parent or the adopted child and the veto has not been removed or terminated.
2. The birth parents of my/our adopted child have the right at any time:
 - to submit a veto forbidding the release of a certified copy of the original birth registration of my/our adopted child unless a copy of it has previously been released; and
 - to remove that veto.
3. When my/our adopted child is over the age of 18, he or she has the right:
 - to submit a veto forbidding the release of a certified copy of his or her original birth registration unless a copy of it has previously been released; and
 - to remove that veto.
4. A veto terminates if the person who submitted it dies.

Dated at _____, Saskatchewan, this _____ day of _____, 20 _____.
 (city/town)

 (Adoptive parent)

 (witness)

 (Adoptive parent)

 (witness)

PART II
Tables

Repealed. 8 Jne 2007 SR 42/2007 s5.