



Introduction

Chapter 6 of Volume 1 contains foundational (provincial) standards for adoption and post-adoption services provided under *The Adoption Act*.

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Chapter Content

The sections in Chapter 6 of Volume 1 are not yet available. They will be added as the Child Protection Branch in consultation with the child and family services authorities approves them.

For more information on the status of this project, contact the Director, Authority Relations at (204) 945-3848.

Legislation

The following highlights provisions in *The Adoption Act* and regulations that apply to Chapter 6 of Volume 1.

[Interpretation and Administration](#)

[General Adoption Provisions](#)

[Categories of Adoption](#)

[Confidentiality, Disclosure and the Post-Adoption Registry](#)

Interpretation and Administration

[Section 1](#) of *The Adoption Act* contains definitions used in the Act and regulations.

[Section 5](#) lists the duties and powers of the director (Director of Child and Family Services). Part 4 of the [Child and Family Services Authorities Regulation](#) list those duties and powers that are transferred to or shared with the four child and family services authorities (authorities) established under *The Child and Family Services Authorities Act*.

General Adoption Provisions

Part 2 of the Act contains general adoption provisions including:



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- who can adopt ([sections 10 and 11](#)) [Cees, link to section 10 etc.]
 - consent requirements ([sections 12 to 23](#))
 - declaration of parentage and notice to birth fathers ([sections 22 to 26](#))
 - application to court and orders of adoption ([sections 27 to 30](#))
 - status of an adopted child ([section 31](#))
 - openness agreements ([section 33](#))
 - financial assistance ([section 34](#))

The [Adoption Regulation](#) includes, among other things, provisions relating to adoption service, advertising, and fees and disbursements. Schedule B contains prescribed forms.

The [Financial Assistance for Adoption of Permanent Wards Regulation](#) provides for financial assistance to eligible permanent wards placed for adoption.

Categories of Adoption

Part 3 of the Act pertains to the categories of adoption as follows: [Cees, links below to take person to first section in each division]

[Division 1](#) – adoption of permanent wards as defined in [section 1](#)

[Division 2](#) – private adoptions

[Division 3](#) – intercountry adoptions

[Division 4](#) – defacto adoptions

[Division 5](#) – extended family adoptions

[Division 6](#) – adoption by person who has married parent

[Division 7](#) – adoption of an adult

[The Intercountry Adoption \(Hague Convention\) Act](#) governs adoptions between Manitoba and countries that have ratified the Hague Convention. [Link to s. 1(1)] Division 3 of *The Adoption Act* makes provision for two types of intercountry adoption applications: adopting a child who resides in another country and who is legally available for adoption in Canada and adopting a child in the courts of another country

Confidentiality, Disclosure and the Post-Adoption Registry

Part 4 of the Act deals with confidentiality, disclosure and the post adoption registry. [Sections 100 to 108](#) pertain to confidentiality and disclosure. Post-adoption registry provisions are contained in [sections 108 to 119](#).



Policy

Every child who can benefit from family life, and whose birth family cannot provide this, should have the opportunity to be placed with a family on a permanent basis. No child should be deprived of this opportunity by reason of age, religion, race, nationality, residence or disabilities that do not preclude living in a family and community.

Standards

The foundational standards in this chapter are minimum requirements for adoption and post-adoption services provided by child and family services agencies and licensed adoption agencies.

Child and family services agencies are also required to follow culturally appropriate standards developed by their respective mandating authorities pursuant to [section 19](#) of *The Child and Family Services Authorities Act*.