

Form 3.36 Notice of application for discharge of adoption order

Court Procedures Rules 2006

(see r 3191 (Discharging order—service of application))

Adoption Act 1993

(see s 39L (Discharge of adoption order))

In the Supreme Court of the Australian Capital Territory

No SC of (*year*)

Adoption Act 1993

In the adoption of (*full name given to the adopted child or young person*)

To: (*name and address of person to be served under Adoption Act 1993, s 39L*)

An application for discharge of the adoption order dated (*date*) in relation to the adoption of (*full name given to the adopted child or young person*)] has been set down for hearing by the Court on (*date*), at (*time*) (or as soon after that as this application can be heard).

If you intend to oppose the application, you must file in the Court a notice of opposition not later than 10 days after the day this notice is served on you.

Filed for the applicant by:

(*the applicant's address for service and telephone number (if any) or, if the applicant is represented by a solicitor and the solicitor is the agent of another solicitor, the name and place of business of the other solicitor*)

This notice is given—

*by (*name of applicant*), in *[his/her] capacity as (*state capacity in which application is made*).

*by (*full name*), solicitor(s), for (*full name of applicant*) in *[his/her] capacity as (*state capacity in which application is made*).

Date:

(*signature of applicant/applicant's solicitor*)

(*name of applicant/applicant's solicitor*)

**omit if, or whichever is, inapplicable*

Address for service of documents

(*set out prescribed person's address for service*)

(*if represented by a solicitor the following information may be given*)

*Document exchange box no:

(*if postal address different from address for service*)

*Postal address:

*Fax:

Note An order discharging an adoption order must not be made unless the applicant has, not later than 28 days before the hearing date, served written notice of the application and the date set for the hearing of the application on each person whose consent to the adoption was required (see *Adoption Act 1993*, s 39L (5)).

(If the name of a birth parent of the child or young person to be adopted is unknown to the proposed adoptive parent(s), care should be taken to ensure that this information is not disclosed to the proposed adoptive parent(s) in filling out this form. In such a case, if practicable, this form should be filled out and signed by the solicitor(s) for the proposed adoptive parent(s), by the chief executive responsible for adoption or by the principal officer of the relevant adoption agency (as appropriate).)