

FORM AA-1

NOTICE TO BIRTH FATHER

The Adoption Act — section 26

To _____

(name and complete address)

In the Matter of _____
born at ___ am/pm the ___ of _____, _____, in _____, _____
or
expected to be born on or about the ___ day of _____, _____ (the child)

1. You have been named as a birth father of the child by _____ (the mother).
2. The mother plans to place the child for adoption and placement may occur 48 hours after the birth of the child.
3. You may apply to be named the father of the child under Part II of *The Family Maintenance Act*, and notice of this application must be given to the Director of Child and Family Services (the director).
4. If the director receives notice of an application under Part II of *The Family Maintenance Act*
 - a) prior to the adoption placement of the child by the director or a child and family services agency, the child will not be placed for adoption until the application is withdrawn or dismissed by a judge, and all appeals from the dismissal have been exhausted; or
 - b) within 21 days of the signing of either a voluntary surrender of guardianship under *The Child and Family Services Act* or the signing of a consent to adoption under section 13(a) of *The Adoption Act*, a judge shall not make an order of adoption unless the application is withdrawn or dismissed by a judge, and all appeals from the dismissal have been exhausted.
5. You may contact the following person to obtain information about the plans for the child:

(Name of agency or lawyer, address, contact person, phone number, facsimile number, e-mail address or Internet address)
6. If you do not take any of the actions noted above, the child may be adopted without further notice to you.
7. If an order of adoption is granted, the effect of such order is to extinguish and terminate all your rights and obligations with respect to the child.

8. If the child is adopted

- a) when the child turns 18, the child may apply to the director for a copy of his or her pre-adoption Manitoba birth registration or information from his or her pre-adoption non-Manitoba birth registration. If you are a parent named on the child's pre-adoption birth registration, the child may obtain identifying information about you;
- b) if you are a parent named on the child's pre-adoption Manitoba birth registration, once the child reaches the age of majority, you may apply to the director for a copy of the child's pre-adoption birth registration and substituted registration of birth;
- c) if you are a parent named on the child's pre-adoption birth registration you may file a contact preference on the post-adoption registry to indicate your preferences concerning contact, if any, with the child when he or she turns 18;
- d) if you file a contact preference you may include with it
 - i) a description of your preferences regarding contact;
 - ii) an explanation for your preferences regarding contact;
 - iii) a brief summary of any available information about the medical or social history of you and your family; and
 - iv) any other relevant non-identifying information;
- e) you may cancel a contact preference at any time by notifying the post-adoption registry in a form and manner acceptable to the director;
- f) whether or not you are named as a birth parent on the child's pre-adoption birth registration, if the adoption was granted in Manitoba you may register on the post-adoption registry to request a search by the director to locate the adoptee when he or she turns 18;
- g) the sharing of identifying information or personal contact will not occur except in accordance with *The Adoption Act*.

Date _____

Signature _____

Print Name _____

Position _____

Copy 1 – Birth father
Copy 2 – Court of King's Bench (Family Division)
Copy 3 – Adoption file
All three copies must be signed

M.R. 72/2015