

FORM AA-9

CONSENT OF PARENT TO ADOPTION

THE KING'S BENCH

File No. _____

(FAMILY DIVISION)

_____ CENTRE

BETWEEN:

- and -

Applicant,

Respondent.

CONSENT OF PARENT TO ADOPTION

Clause 13(a) of *The Adoption Act*

I, _____, of the _____ of _____
in the Province of Manitoba, hereby certify:

1. I am the _____ of _____ ("the child") who was born at the _____ of _____ in the _____ of _____ at _____ am/pm on the _____ day of _____, _____ and at least forty-eight hours have expired since the time of birth of the child.
2. I have been informed that an application for an Order of Adoption of the child has been made or may be made by _____ of the _____ of _____ in _____.
3. I acknowledge that:
 - (a) I was advised of my right to independent legal advice prior to the signing of this agreement;
 - (b) I have been informed that I may, by notice in writing to the Director of Child and Family Services, withdraw the consent within 21 days after the date of the consent but not thereafter, and if I do so withdraw, the child will be returned to the legal guardian unless there are reasonable and probable grounds to believe that the child is in need of protection;
 - (c) I have been informed that the birth father must be notified of a proposed adoption of the child, unless the birth father also signs a consent to adoption or a court dispenses with the notice to the birth father;

(d) I have been informed of the availability of openness agreements in *The Adoption Act*, and acknowledge that these agreements can only be made with the consent of the adoptive parents of the child;

(e) If the child is adopted

i) 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. I understand that if I am a parent named on the child's pre-adoption Manitoba birth registration, the child may obtain identifying information about me;

ii) if I am a parent named on the child's pre-adoption Manitoba birth registration, once the child turns 18, I may apply to the director for a copy of the child's pre-adoption birth registration and substituted registration of birth;

iii) if I am a parent named on the child's pre-adoption birth registration, I may file a contact preference on the post-adoption registry to indicate my preferences concerning contact, if any, with the child when he or she turns 18;

iv) if I file a contact preference, I may include with it

A) a description of my preferences regarding contact,

B) an explanation for my preferences regarding contact,

C) a brief summary of any available information about my medical or social history or that of my family, and

D) any other relevant non-identifying information;

v) I may cancel a contact preference at any time by notifying the post-adoption registry in a form and manner acceptable to the director;

vi) whether or not I am named as a birth parent on the child's pre-adoption birth registration, if the adoption was granted in Manitoba I may register on the post-adoption registry to request a search by the director to locate an adult adoptee;

vii) the sharing of identifying information or personal contact will not occur except in accordance with *The Adoption Act*.

4. I hereby consent to the making of an Order of Adoption of the child.

5. I acknowledge that I fully understand that the effect of an Order of Adoption is to extinguish and terminate all my rights and obligations with respect to the child.

(This statement may only be deleted pursuant to clause 31(5) of *The Adoption Act*.)

Signed at _____, in Manitoba at _____ a.m./p.m.,

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

In the presence of

Signature of Witness

Signature of Parent

Affidavit of Execution

I, _____, of the _____ of _____
in the Province of Manitoba.

MAKE OATH AND SAY THAT:

1. My occupation is _____.
2. I was personally present and did see the foregoing consent signed by _____ of _____, Manitoba.
3. I know the said parent _____ (name) who is _____ years of age.
4. Prior to witnessing the consent to adoption I explained fully to the parent the effect of the consent, and advised her/him of her/his right to independent legal advice, in compliance with section 14 of *The Adoption Act*.
5. _____ of her/his own free will and volition decided to sign the consent to adoption.
6. This consent was executed at _____ in Manitoba and I am the subscribing witness to the consent.

SWORN (AFFIRMED) before me)
)
at _____, Manitoba)
)
on _____)
(month/day/year)

Signature of Witness

A Barrister-at-law entitled to practise in Manitoba
or a Notary Public, or a Commissioner for Oaths,
in and for the Province of Manitoba.

My commission expires _____

Copy 1 – Court of King's Bench (Family Division)
Copy 2 – Adoption file
Copy 3 – Parent
Copy 4 – Director
All four copies must be signed and witnessed.

M.R. 72/2015