

CONSENT OF GUARDIAN(S) TO ADOPTION

THE KING'S BENCH

File No. _____

(FAMILY DIVISION)

_____ CENTRE

B E T W E E N:

-and-

Applicant,

Respondent.

CONSENT OF GUARDIAN(S) TO ADOPTION

Clause 13(a) of *The Adoption Act*

I/We, _____, of the _____
of _____ In the Province of Manitoba, hereby certify:

1. I/We am/are the guardian(s) of _____ ("the child") who was born at the ___ of _____ in the _____ of _____ at _____ and on the ___ day of _____, ____.
2. I/We 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/We acknowledge that:
 - a) the parents of the child were:

_____, born the ___ day of _____, ____, died the ___ day of _____, at _____; and

_____, born the ___ day of _____, ____, died the ___ day of _____, at _____;
 - b) _____ is/are the legal guardian(s) of the child by order of _____ in _____ dated _____;
 - c) I/We have provided the agency with proof of a) and b) in a form and manner acceptable to the director;

(d) I/We have been advised of my/our right to independent legal advice prior to the signing of this agreement;

(e) I/We have been informed that I/we may, by notice in writing to the director, withdraw this consent within twenty-one days after the date of the consent but not thereafter, and, if I/we do so withdraw, the child will be returned to me/us unless there are reasonable and probable grounds to believe that the child is in need of protection;

(f) I/We 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;

4. I/We hereby consent to the making of an Order of Adoption of the said child and I/we acknowledge that I/we fully understand that the nature and effect of an Order of Adoption is to extinguish and terminate all my/our rights and obligations with respect to the child.

SIGNED at the _____ of _____ in the Province of Manitoba at ____ am/pm this ____ day of _____, _____.

In the presence of

Signature of Witness

Signature of Guardian

Signature of Witness

Signature of Guardian

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 the _____ of _____, in the Province of Manitoba.
3. I know the said guardian _____ (name) who is _____ years of age.
4. Prior to witnessing the consent to adoption I explained fully to the guardian 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 the _____ of _____ in the Province of Manitoba and I am the subscribing witness thereto.

SWORN (AFFIRMED) before me at the _____)
_____ of _____)
in the Province of Manitoba)
this ____ day of _____ A.D. ____.

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 – Guardian
Copy 4 – Director
All four copies must be signed and witnessed.