

*Dr Finlay*

## SLACK ADOPTION

[PRIVATE]

### ANALYSIS

Title  
Preamble  
1. Short Title

2. Conversion of interim order of  
adoption into final order  
3. Private Act

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**An Act to give to an interim order of adoption made on the fourth day of November, nineteen hundred and sixty-five in favour of Terence Richard Slack and Margaret Ann Slack as adopting parents of Michael William Slack force and effect as if it had been a final order of adoption made on the same day.**

WHEREAS Michael William Slack (hereinafter called "the child") was born on the eighth day of August, nineteen hundred and sixty-five and was the subject of an application for adoption made to the Magistrate's Court at Kaikohe by Terence Richard Slack late of Waiwatenui, farmer, deceased (hereinafter called "the father") and Margaret Ann Slack, his wife (hereinafter called "the mother") upon which an interim order was made in favour of the father and the mother on the fourth day of November, nineteen hundred and sixty-five: And whereas the father died on the nineteenth day of March, nineteen hundred and sixty-six leaving the residue of his estate to be divided equally between his children living at his death and in circumstances that gave his dependants the right to compensation under the Workers' Compensation Act

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1956: And whereas the father had no natural children but prior to his death he and the mother had duly adopted Philip George Slack born on the twenty-eighth day of August, nineteen hundred and sixty-three (hereinafter referred to as “the brother”): And whereas no application for a final order of adoption of the child had (or could have) been made prior to the death of the father but such application was made by the mother on the twenty-fourth day of May, nineteen hundred and sixty-six and on the same day such final order was made and (after full disclosure of the facts) expressed by the Court to be in favour of the father and the mother: And whereas the mother, the brother and the child were all totally dependent on the father at the time of his death: And whereas it is accepted by all interested parties that it would have been the wish of the father that the brother and the child should share equally in his estate and in any benefit arising upon his death: And whereas notwithstanding the terms in which the final order of adoption is expressed it did not create or cause to exist between the father and child the full legal consequence of such a relationship at the date of the father’s death and as a result the child is not entitled to be treated as a dependant or a relative within the meaning of the Workers’ Compensation Act 1965 (and therefore not entitled to any moneys payable under the claim arising under that Act) or to be treated as a child of the father (and therefore entitled to a share in his estate): And whereas it is the desire of all interested parties that the wishes of the father (hereinbefore referred to) be carried out by securing equality of treatment in all respects between the child and the brother: And whereas it appears that this can be effected only by enacting that the interim order of adoption in respect of the child shall be deemed for all purposes to be and always to have been a final order:

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of same, as follows:

**1. Short Title**—This Act may be cited as the Slack Adoption Act 1968.

**2. Conversion of interim order of adoption into final order—**

The interim order made by the Magistrate's Court at Kaikohe on the fourth day of November, nineteen hundred and sixty-five on the application of Terence Richard Slack and  
5 Margaret Ann Slack to adopt the child thereby renamed Michael William Slack shall operate and for all purposes be deemed always to have operated as a final order of adoption; and it is hereby declared that the legal effects and incidents of  
10 such order shall be the same as if the Magistrate's Court at Kaikohe had on the fourth day of November, nineteen hundred and sixty-five made a final order of adoption in favour of the said Terence Richard Slack and Margaret Ann Slack in respect of the child known as the result of such order as Michael William Slack.

15 **3. Private Act—**This Act is hereby declared to be a private Act.