

No. VI/401/2/3/2010  
Government of India  
Ministry of External Affairs  
CPV Division

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Patiala House Annexe,  
New Delhi, the 8<sup>th</sup> January, 2015

CIRCULAR

**Subject: Issuance of Passports to adopted children under inter-country adoption- reg.**

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A reference has been received from the Central Adoption Resource Authority (CARA), Ministry of Women and Child Development relating to issuance of passport to an adopted child under the inter-country adoption requesting the Ministry: (i) to consider the date of birth recorded by the court in its order of adoption as the conclusive date of birth without insisting for the birth certificate; (ii) that the Recognised Indian Placement Agency (RIPA) should not be asked to produce the original NOC issued by CARA to the RPO Office, as the same is submitted by them in the court for obtaining the adoption order.

2. The matter has been examined in the Ministry. The Passports Rules, 1980 provides that all the applicants born on or after 26/01/1989 would mandatorily require to provide the birth certificate issued by the Municipal Authority or the Registrar of Birth & Deaths as a proof of date of birth and this provision is having the statutory force. Though the facts regarding date of birth recorded by the court in its order for adoption is having the legal sanctity, the same may not dispense the requirement of birth certificate unless the court order specifically states that the date of birth recorded in the order would suffice for the issuance of passport to the adopted child or prohibit the passport authorities from insisting on the production of birth certificate in support of date of birth.

3. In view of the above, the Ministry has decided that **the requirement of production of birth certificate for the adopted child under inter-country adoption born on or after 26/01/1989 would remain a mandatory requirement** in terms of the provision contained in the Passports Rules, 1980 besides the court's order and the affidavit issued by RIPA in support of date of birth of the adopted child.

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4. As regards the issue regarding requirement of production of original 'No-Objection Certificate (NOC)' of CARA for the passport of such an adopted child, the Ministry has decided that if the original 'NOC' of CARA for the inter-country adoption has been submitted by RIPA before the court of competent jurisdiction, the Passport Issuing Authority henceforth, may not insist for the production of original 'NOC' of CARA but the duly attested/certified copy of 'NOC' of CARA may be accepted as a valid document for the issuance of passport to an adopted child.

5. Your attention is also drawn to our earlier Circular dated 16.05.2013 for expeditious issuance of passports to adopted children under inter-country adoption.



(Muktesh K. Pardeshi)  
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**All PIAs in India and abroad**

Copy to:

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