

Adoption Procedure For Ethnic Indian and NRI Parents

Who is an ethnic Indian?

An Indian origin person; may be born Indian, or whose parents were born Indians, or who were born in the undivided India, migrated to another country, or whose forefathers migrated to other countries, is an ethnic Indian.

Who is an NRI?

Non Resident Indian or NRI is defined by Government of India & Reserve Bank of India as a person living abroad holding an Indian Passport.

Prerequisites to place Indian Children abroad:

- Institutional License for Women and Children;
- Inter-country adoption recognition from Central Adoption Resource Agency (CARA), Ministry of Welfare, Govt. of India.
- FCRA number from Ministry of Home Affairs, Government of India to accept foreign donations.

Indians with Indian Passports abroad:

Indian Laws allow them to adopt but they must get a provisional visa and immigration certificate from their country of residence for taking the child abroad.

Indians with foreign Passports abroad:

They are ethnic Indians who need a provisional visa and immigration clearance for the child. They also have to adopt the child under the laws of that country within a year.

Procedure for ethnic Indians and NRI:

- Foreign Agency prepares documents of PAPs.
- Foreign Agency sends applications to Indian Agencies.
- Foreign Agency sends originals to Indian Agency and a copy of the documents to CARA through the High Commissioner.
- Indian Agency proposes a child through the Foreign Agency to the PAPs.
- Indian Agency sends the Child's documents to the Foreign Agency.
- If PAPs approve the child, Indian Agency seeks "No Objection Certificate"(NOC) from CARA.
- Indian Agency submits all relevant documents to the Competent Courts after receiving NOC for the child. After the Court Order is received, it is registered in the Passport Office.

Note: *V.C.A. clearance is not required for the child for ethnic Indians and NRIs.*

Immigration Procedure:

Indian Agency sends Court Order along with birth and abandonment certificate to the foreign agency. They, in turn send to adoptive parents. Adoptive parents send them to Immigration Office. Immigration Office sends provisional visa for the child to Consulate in India. Indian Agency completes medical tests and interviews for visa of the child.

Note: *Immigration procedure is not part of the adoption procedure but immigration, passport and visa of the adopted child are done by the adoption agency on request from the adoptive parents. This procedure varies from country to country.*