



Australian Capital Territory

Guardianship and Management of Property Regulation 1991

SL1991-36

made under the

Guardianship and Management of Property Act 1991

Republication No 3

Effective: 2 February 2009 – 21 September 2009

Republication date: 2 February 2009

Last amendment made by A2008-37

Authorised by the ACT Parliamentary Counsel

About this republication

The republished law

This is a republication of the *Guardianship and Management of Property Regulation 1991*, made under the *Guardianship and Management of Property Act 1991* (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)) as in force on 2 February 2009. It also includes any amendment, repeal or expiry affecting the republished law to 2 February 2009.

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at www.legislation.act.gov.au):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

Editorial changes

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication does not include amendments made under part 11.3 (see endnote 1).

Uncommenced provisions and amendments

If a provision of the republished law has not commenced or is affected by an uncommenced amendment, the symbol **U** appears immediately before the provision heading. The text of the uncommenced provision or amendment appears only in the last endnote.

Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see *Legislation Act 2001*, section 95.

Penalties

The value of a penalty unit for an offence against this republished law at the republication date is—

- (a) if the person charged is an individual—\$100; or
- (b) if the person charged is a corporation—\$500.



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Contents

	Page
1 Name of regulation	2
3 Corresponding laws of foreign countries	2
6 Manager's accounts	3
Endnotes	
1 About the endnotes	5
2 Abbreviation key	5
3 Legislation history	6
4 Amendment history	6
5 Earlier republications	7

R3 Guardianship and Management of Property contents 1
02/02/09 Regulation 1991
Effective: 02/02/09-21/09/09



Australian Capital Territory

Guardianship and Management of Property Regulation 1991

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R3
02/02/09

Guardianship and Management of Property
Regulation 1991

page 1

Effective: 02/02/09-21/09/09

1 Name of regulation

This regulation is the *Guardianship and Management of Property Regulation 1991*.

3 Corresponding laws of foreign countries

For the Act, section 12 (4), definition of *corresponding law*, the following countries are prescribed:

Antigua and Barbuda	Cyprus
Argentina	Federal Republic of Germany
Austria	Fiji
Bahamas	Finland
Belgium	France
Botswana	Greece
Brunei Darussalam	Hungary
Canada	Ireland
Israel	Portugal
Italy	Seychelles
Japan	Spain
Lesotho	Surinam
Liechtenstein	Swaziland
Luxembourg	Switzerland
Malawi	Tonga
Malta	Turkey
Mauritius	United Kingdom
Netherlands	United States

New Zealand

Yugoslavia.

Norway

6 Manager's accounts

- (1) For the Act, section 26 (1), the following documents are prescribed:
 - (a) a statement of the income of the represented person on the relevant day, including income from the following:
 - (i) pensions;
 - (ii) employment;
 - (iii) superannuation;
 - (iv) investments;
 - (v) rent;
 - (b) a statement of the estimated value of the assets of the represented person on the relevant day, including—
 - (i) amounts standing to the credit of an account with a bank or other financial institution; and
 - (ii) real property; and
 - (iii) personal property; and
 - (iv) investments;
 - (c) a statement of the liabilities of the represented person on the relevant day, including details of the creditors, the types of liabilities and the value of the liabilities.
- (2) For the Act, section 26 (1), documents are filed in accordance with this regulation if they are filed within 28 days after the relevant day.

(3) In this section:

relevant day, in relation to a manager, means—

- (a) the day of the appointment of the manager; or
- (b) if the manager has acted as manager for a continuous period of longer than 1 year—each anniversary of the appointment of the manager; or
- (c) if the tribunal directs the manager to file prescribed documents before a specified day—that day.

Endnotes

1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws and expiries are listed in the legislation history and the amendment history. These details are underlined. Uncommenced provisions and amendments are not included in the republished law but are set out in the last endnote.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

2 Abbreviation key

am = amended	ord = ordinance
amdt = amendment	orig = original
ch = chapter	par = paragraph/subparagraph
def = definition	pres = present
dict = dictionary	prev = previous
disallowed = disallowed by the Legislative Assembly	(prev...) = previously
div = division	pt = part
exp = expires/expired	r = rule/subrule
Gaz = gazette	renum = renumbered
hdg = heading	reloc = relocated
IA = Interpretation Act 1967	R[X] = Republication No
ins = inserted/added	RI = reissue
LA = Legislation Act 2001	s = section/subsection
LR = legislation register	sch = schedule
LRA = Legislation (Republication) Act 1996	sdiv = subdivision
mod = modified/modification	sub = substituted
o = order	SL = Subordinate Law
om = omitted/repealed	<u>underlining</u> = whole or part not commenced or to be expired

Endnotes

3 Legislation history

3 Legislation history

This regulation was originally the *Guardianship and Management of Property Regulations*. It was renamed under the *Legislation Act 2001*.

Before 11 May 1989, regulations commenced on notification day unless otherwise stated (see *Subordinate Laws Act 1989* s 6).

Guardianship and Management of Property Regulation 1991 No 36

notified 8 January 1992 (Gaz 1992 No S2)

commenced 8 January 1992

as amended by

Legislation (Consequential Amendments) Act 2001 No 44 pt 172

notified 26 July 2001 (Gaz 2001 No 30)

s 1, s 2 commenced 26 July 2001 (IA s 10B)

pt 172 commenced 12 September 2001 (s 2 and see Gaz 2001 No S65)

ACT Civil and Administrative Tribunal Legislation Amendment Act 2008 (No 2) A2008-37 sch 1 pt 1.50

notified LR 4 September 2008

s 1, s 2 commenced 4 September 2008 (LA s 75 (1))

sch 1 pt 1.50 commenced 2 February 2009 (s 2 (1) and see ACT Civil and Administrative Tribunal Act 2008 A2008-35, s 2 (1) and CN2009-2)

4 Amendment history

Name of regulation

s 1 am R1 LA; R2 LA

Meaning of Act

s 2 om R2 LA

Applications to tribunal

s 4 om A2008-37 amdt 1.224

Fees

s 5 om Act 2001 No 44 amdt 1.1998

Waiver of fees

s 7 om Act 2001 No 44 amdt 1.1998

Seal of the tribunal

s 8 om A2008-37 amdt 1.224

5 Earlier republications

Some earlier republications were not numbered. The number in column 1 refers to the publication order.

Since 12 September 2001 every authorised republication has been published in electronic pdf format on the ACT legislation register. A selection of authorised republications have also been published in printed format. These republications are marked with an asterisk (*) in column 1. Except for the footer, electronic and printed versions of an authorised republication are identical.

Republication No and date	Effective	Last amendment made by	Republication for
R1 21 Feb 2002	12 Sept 2001– 1 Nov 2004	A2001-44	amendments by A2001-44
R2 2 Nov 2004	2 Nov 2004– 1 Feb 2009	A2001-44	includes editorial amendments under Legislation Act

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