NORTHERN TERRITORY OF AUSTRALIA

PUBLIC TRUSTEE REGULATIONS 1979

As in force at 13 August 2026

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NORTHERN TERRITORY OF AUSTRALIA

As in force at 13 August 2026

PUBLIC TRUSTEE REGULATIONS 1979

Regulations under the *Public Trustee Act 1979*

1 Citation

These Regulations may be cited as the *Public Trustee Regulations 1979*.

1A Application

The estate of a deceased person is to be administered in accordance with these Regulations as in force at the date of the death of the person.

2 Management fees (prescribed percentage) – section 24A(2)

For the purposes of section 24A(2) of the Act, the prescribed percentage of the value of a common fund is 2% per annum.

3 Levy (prescribed percentage) – section 28(2)

For the purposes of section 28(2) of the Act, the prescribed percentage of the value of a common fund is 1.1% per annum.

4 Guarantee of funds under administration and rate of return (Common Fund 1)

For section 97(7) of the Act:

(a) the funds under administration in the common fund known as "Common Fund 1" is guaranteed; and

(b) the following rates of return for money held as cash in the common fund known as "Common Fund 1" are guaranteed:

(i) for trusts – 1% per annum less than the Reserve Bank of Australia cash rate;

(ii) for estates – 3% per annum less than the Reserve Bank of Australia cash rate.

6 Reduction or waiver of commission or fee

Subject to the directions of the Minister, the Public Trustee may, having regard to:

(a) the circumstances of the person or estate liable to pay commission or a fee; or

(b) the amount of work done by the Public Trustee,

accept, in full satisfaction of that person's or estate's liability under the Act to pay commission or a fee, such proportion of the commission or fee payable as the Public Trustee thinks fit or waive the commission or fee payable.

ENDNOTES

1 KEY

Key to abbreviations

amd = amended
app = appendix
bl = by-law
ch = Chapter
cl = clause
div = Division
exp = expires/expired
f = forms
Gaz* = *Gazette
hdg = heading
ins = inserted
lt = long title
nc = not commenced
od = order
om = omitted
pt = Part
r = regulation/rule
rem = remainder
renum = renumbered
rep = repealed
s = section
sch = Schedule
sdiv = Subdivision
SL = Subordinate Legislation
sub = substituted

2 LIST OF LEGISLATION

***Public Trustee Regulations* (SL No. 33, 1979)**
Notified 23 November 1979
Commenced 3 December 1979 (r 1, s 2 *Public Trustee Act 1979* (Act No. 84, 1979) and *Gaz* S25, 28 November 1979)

***Amendment of the Public Trustee Regulations* (SL No. 6, 1984)**
Notified 14 March 1984
Commenced 14 March 1984

***Amendments of Public Trustee Regulations* (SL No. 38, 1991)**
Notified 7 August 1991
Commenced 7 August 1991

***Amendments of Public Trustee Regulations* (SL No. 47, 1998)**
Notified 11 November 1998
Commenced 1 December 1998 (r 1)

***Amendments of Public Trustee Regulations* (SL No. 19, 2002)**
Notified 10 July 2002
Commenced 10 July 2002

***Amendments of Public Trustee Regulations* (SL No. 30, 2002)**
Notified 30 August 2002
Commenced 30 August 2002

***Attorney-General Legislation Amendment (Boards, Committees and Statutory Offices) Act 2026* (Act No. 21, 2026)**
Assent date 12 August 2026
Commenced 13 August 2026 (s 2)

3 GENERAL AMENDMENTS

General amendments of a formal nature (which are not referred to in the table of amendments to this reprint) are made by the *Interpretation Legislation Amendment Act 2018* (Act No. 22, 2018) to: r 1.

4 LIST OF AMENDMENTS

r 1A	ins No. 47, 1998, r 3
rr 2 – 3	amd No. 19, 2002, r 3
	sub No. 30, 2002, r 2
r 4	amd No. 19, 2002, r 3
	sub No. 30, 2002, r 2
	amd Act No. 21, 2026, s 29
r 5	amd No. 19, 2002, r 3
	rep No. 30, 2002, r 2
r 6	amd No. 19, 2002, r 1
r 7	ins No. 47, 1998, r 4
	rep No. 30, 2002, r 3
sch 1	sub No. 6, 1984; No. 38, 1991, r 1
	amd No. 19, 2002, r 2
	rep No. 30, 2002, r 4
sch 2	sub No. 38, 1991, r 1
	rep No. 30, 2002, r 4
sch 3 – 4	ins No. 47, 1998, r 5
	rep No. 30, 2002, r 4