NORTHERN TERRITORY OF AUSTRALIA

GUARDIANSHIP OF ADULTS REGULATIONS 2016

As in force at 28 July 2016

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NORTHERN TERRITORY OF AUSTRALIA

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GUARDIANSHIP OF ADULTS REGULATIONS 2016

Regulations under the *Guardianship of Adults Act 2016*

1   Citation

These Regulations may be cited as the *Guardianship of Adults Regulations 2016*.

2   Commencement

These Regulations commence on the commencement of the *Guardianship of Adults Act 2016*.

3   Restricted health care

For section 8(1)(e) of the Act, each of the following is restricted health care:

(a)   new health care of a kind that is not yet accepted as evidence-based, best practice health care by a substantial number of health care providers specialising in the relevant area of health care;

(b)   electroconvulsive therapy.

4   Record keeping requirements

(1)   For section 28(1)(b) of the Act, a guardian must, at all times while the guardian has authority for financial matters, keep complete and up-to-date records of the represented adult's assets and liabilities.

(2)   The records must include:

(a)   sufficient information to identify each of the represented adult's assets and liabilities; and

(b)   for each asset and liability, information related to:

(i)   all dealings and transactions with the asset or liability; and

        (ii)   the condition and management of the asset or liability; and

    (c)   any other information reasonably necessary to demonstrate that decisions in relation to the represented adult's financial matters are being made in accordance with the Act.

5   Asset management planning

For section 32(2)(a) of the Act, an asset management plan must be in a form approved by the Tribunal.

6   Interstate orders

(1)   For section 53 of the Act, definition *corresponding law*, each law listed in the Schedule is a corresponding law.

(2)   For section 53 of the Act, definition *interstate order*, each order listed in the Schedule opposite a corresponding law is an interstate order.

Schedule   Corresponding Laws and interstate orders

regulation 6(1) and (2)

Jurisdiction	Corresponding law	Interstate order
Australian Capital Territory	*Guardianship and Management of Property Act 1991*	An order made under section 7(2), 8(2), 8AA(4) or 67(1) of the corresponding law
New South Wales	*Guardianship Act 1987*	A guardianship order or financial management order made under the corresponding law
Queensland	*Guardianship and Administration Act 2000*	An order made under section 12, 13 or 129 of the corresponding law
South Australia	*Guardianship and Administration Act 1993*	An administration order or guardianship order made under the corresponding law
Tasmania	*Guardianship and Administration Act 1995*	An administration order or guardianship order made under the corresponding law
Victoria	*Guardianship and Administration Act 1986*	An administration order or guardianship order made under the corresponding law
Western Australia	*Guardianship and Administration Act 1990*	An administration order or guardianship order made under the corresponding law

ENDNOTES

1   KEY

Key to abbreviations

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

2   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.

3   LIST OF LEGISLATION

***Guardianship of Adults Regulations 2016* (SL No. 36, 2016)**
  Notified   27 July 2016
  Commenced   28 July 2016 (r 2, s 2 *Guardianship of Adults Act 2016* (Act No. 15, 2016) and *Gaz* S74, 27 July 2016, p 1)