



Queensland

Guardianship and Administration Act 2000

Guardianship and Administration Regulation 2012

Current as at 31 August 2012

Information about this reprint

This regulation is reprinted as at 31 August 2012.

This page is specific to this reprint. A table of reprints is included in the endnotes.

Also see endnotes for information about when provisions commenced.

Spelling

The spelling of certain words or phrases may be inconsistent with other reprints because of changes made in various editions of the Macquarie Dictionary (for example, in the dictionary, 'lodgement' has replaced 'lodgment').

Dates shown on reprints

Reprints dated at last amendment All reprints produced on or after 1 July 2002, authorised (that is, hard copy) and unauthorised (that is, electronic), are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If an authorised reprint is dated earlier than an unauthorised version published before 1 July 2002, it means the legislation was not further amended and the reprint date is the commencement of the last amendment.

If the date of an authorised reprint is the same as the date shown for an unauthorised version previously published, it merely means that the unauthorised version was published before the authorised version. Also, any revised edition of the previously published unauthorised version will have the same date as that version.

Replacement reprint date If the date of an authorised reprint is the same as the date shown on another authorised reprint it means that one is the replacement of the other.



Queensland

Guardianship and Administration Regulation 2012

Contents

| | Page |
|-------------------|---|
| Part 1 | Preliminary |
| 1 | Short title 3 |
| 2 | Commencement 3 |
| Part 2 | Miscellaneous |
| 3 | Prescribed recognised provisions—Act, s 167 3 |
| 4 | Prescribed visitable sites—Act, s 222 3 |
| Part 3 | Repeal |
| 5 | Repeal of Guardianship and Administration Regulation 2000 4 |
| Schedule 1 | Recognised provisions 5 |
| Schedule 2 | Visitable sites 6 |
| Endnotes | |
| 1 | Index to endnotes 8 |
| 2 | Date to which amendments incorporated 8 |
| 3 | Key 8 |
| 4 | Table of reprints 9 |
| 5 | List of legislation 9 |

Guardianship and Administration Regulation 2012

[reprinted as in force on 31 August 2012]

Part 1 Preliminary

1 Short title

This regulation may be cited as the *Guardianship and Administration Regulation 2012*.

2 Commencement

This regulation commences on 31 August 2012.

Part 2 Miscellaneous

3 Prescribed recognised provisions—Act, s 167

For section 167 of the Act, the Acts stated in schedule 1 are prescribed.

4 Prescribed visitable sites—Act, s 222

- (1) For section 222 of the Act, definition *visitable site*, the places stated in schedule 2 are prescribed.
- (2) A reference in schedule 2 to the department that is mainly responsible for public health includes a reference to a Hospital and Health Service under the *Hospital and Health Boards Act 2011*.

[s 5]

Part 3 **Repeal**

5 **Repeal of Guardianship and Administration Regulation 2000**

The Guardianship and Administration Regulation 2000, SL No. 126 is repealed.

Schedule 1 Recognised provisions

section 3

Adult Guardianship Act (NT)

Aged and Infirm Persons' Property Act (NT)

Guardianship Act 1987 (NSW)

Guardianship and Administration Act 1993 (SA)

Guardianship and Administration Act 1995 (Tas)

Guardianship and Administration Act 1990 (WA)

Guardianship and Administration Act 1986 (Vic)

Guardianship and Management of Property Act 1991 (ACT)

Protection of Personal and Property Rights Act 1988 (New Zealand)

Schedule 2 Visitable sites

section 4

A place, other than a private dwelling house, that is any of the following—

- (a) a place where a consumer lives that is wholly or partly funded by—
 - (i) the department that is mainly responsible for disability services; or
 - (ii) the department that is mainly responsible for public health;
- (b) a place where a consumer—
 - (i) lives; and
 - (ii) receives services from—
 - (A) the department that is mainly responsible for disability services; or
 - (B) an entity that receives financial assistance from the department that is mainly responsible for disability services, or from the department that is mainly responsible for public health, to supply the service;
- (c) for a consumer with a mental or intellectual impairment—a place, other than an aged care facility, where the consumer—
 - (i) lives; and
 - (ii) receives services from the department that is mainly responsible for public health;
- (d) for a consumer with impaired capacity for a personal matter or a financial matter or with a mental or intellectual impairment—a place where the consumer lives if—

- (i) a residential service conducted in the premises that the place is part of is registered under the *Residential Services (Accreditation) Act 2002* and personal care services are provided in the premises; or
 - (ii) there is a current application for level 3 accreditation under that Act of a residential service conducted in the premises that the place is part of; or
 - (iii) a residential service conducted in the premises that the place is part of is accredited at level 3 under that Act;
- (e) a place declared to be an authorised mental health service under the *Mental Health Act 2000*, section 495, where a consumer receives services as an inpatient;
 - (f) a place declared to be the forensic disability service under the *Forensic Disability Act 2011*, section 95.

Endnotes

1 Index to endnotes

| | Page |
|---|------|
| 2 Date to which amendments incorporated | 8 |
| 3 Key | 8 |
| 4 Table of reprints | 9 |
| 5 List of legislation | 9 |

2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). However, no amendments have commenced operation on or before that day. Future amendments of the Guardianship and Administration Regulation 2012 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

3 Key

Key to abbreviations in list of legislation and annotations

| Key | Explanation | Key | Explanation |
|--------|--------------------------------|---------|---|
| AIA | = Acts Interpretation Act 1954 | (prev) | = previously |
| amd | = amended | proc | = proclamation |
| amdt | = amendment | prov | = provision |
| ch | = chapter | pt | = part |
| def | = definition | pubd | = published |
| div | = division | R[X] | = Reprint No. [X] |
| exp | = expires/expired | RA | = Reprints Act 1992 |
| gaz | = gazette | reloc | = relocated |
| hdg | = heading | renum | = renumbered |
| ins | = inserted | rep | = repealed |
| lap | = lapsed | (retro) | = retrospectively |
| notfd | = notified | rv | = revised edition |
| num | = numbered | s | = section |
| o in c | = order in council | sch | = schedule |
| om | = omitted | sdiv | = subdivision |
| orig | = original | SIA | = Statutory Instruments Act 1992 |
| p | = page | SIR | = Statutory Instruments Regulation 2002 |
| para | = paragraph | SL | = subordinate legislation |
| prec | = preceding | sub | = substituted |
| pres | = present | unnum | = unnumbered |
| prev | = previous | | |

4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

| Reprint No. | Amendments included | Effective | Notes |
|-------------|---------------------|----------------|-------|
| 1 | none | 31 August 2012 | |

5 List of legislation

Regulatory impact statements

For subordinate legislation that has a regulatory impact statement, specific reference to the statement is included in this list.

Explanatory notes

All subordinate legislation made on or after 1 January 2011 has an explanatory note. For subordinate legislation made before 1 January 2011 that has an explanatory note, specific reference to the note is included in this list.

Guardianship and Administration Regulation 2012 SL No. 136

made by the Governor in Council on 23 August 2012

notfd gaz 24 August 2012 pp 1065–6

ss 1–2 commenced on date of notification

remaining provisions commenced 31 August 2012 (see s 2)

exp 1 September 2022 (see SIA s 54)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.