



Queensland

Public Guardian Act 2014

Public Guardian Regulation 2014

Current as at 1 July 2019

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Public Guardian Regulation 2014

Part 1 Preliminary

1 Short title

This regulation may be cited as the *Public Guardian Regulation 2014*.

2 Commencement

- (1) This regulation, other than the provisions mentioned in subsection (2), commences on 1 July 2014.
- (2) Sections 7 and 8 commence on the commencement of the *Child Protection Reform Amendment Act 2014*, section 6.

2A Definition

In this regulation—

quarter means each of the following periods in a year—

- (a) 1 January to 31 March;
- (b) 1 April to 30 June;
- (c) 1 July to 30 September;
- (d) 1 October to 31 December.

Part 2 Community visitor program (adult)

3 Visitable sites—Act, s 39

- (1) For section 39 of the Act, definition *visitable site*, the places stated in schedule 1 are prescribed.

[s 4]

- (2) A reference in schedule 1 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*.

4 Requirement for particular registered NDIS providers to give information to public guardian—Act, s 49A

- (1) For section 49A(2) of the Act, the registered NDIS provider must give the public guardian the required information—
 - (a) on or before 14 October 2019; and
 - (b) within 14 days after the end of each quarter after 14 October 2019.
- (2) For section 49A(3) of the Act, definition *required information*, the following information is prescribed—
 - (a) the registered NDIS provider's—
 - (i) name; and
 - (ii) contact telephone number; and
 - (iii) email address;
 - (b) the address of each visitable site at which the registered NDIS provider provides services or supports in relation to which section 49A of the Act applies.

Part 3 Community visitor program (child)

5 Requirement for particular NDIS providers and registered NDIS providers to give information to public guardian—Act, s 72A

- (1) For section 72A(2) of the Act, the NDIS provider or registered NDIS provider must give the public guardian the required information—
 - (a) on or before 14 October 2019; and

- (b) within 14 days after the end of each quarter after 14 October 2019.
- (2) For section 72A(3) of the Act, definition *required information*, the following information is prescribed—
 - (a) the NDIS provider's or registered NDIS provider's—
 - (i) name; and
 - (ii) contact telephone number; and
 - (iii) email address;
 - (b) the address of each place at which the NDIS provider or registered NDIS provider provides the child accommodation service in relation to which section 72A of the Act applies.

Schedule 1 Visitable sites

section 3

Note—

An adult, with impaired capacity for a personal matter or a financial matter or with an impairment, who lives or receives services at a place prescribed in this schedule is a consumer. See the Act, section 39, definition *consumer*, paragraph (c).

1 Prescribed visitable sites

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

- (a) a place—
 - (i) where an adult with impaired capacity for a personal matter or a financial matter, or with an impairment, lives; and
 - (ii) that is wholly or partly funded by—
 - (A) the department that is mainly responsible for disability services; or
 - (B) the department that is mainly responsible for public health;
- (b) a place where an adult with impaired capacity for a personal matter or a financial matter, or with an impairment—
 - (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) a place, other than an aged care facility, where an adult with an impairment—
 - (i) lives; and
 - (ii) receives services from the department that is mainly responsible for public health;
- (d) a place—
 - (i) where an adult with impaired capacity for a personal matter or a financial matter, or with an impairment, lives; and
 - (ii) that is part of premises to which one of the following applies—
 - (A) a residential service conducted in the premises is registered under the *Residential Services (Accreditation) Act 2002* and personal care services are provided in the premises;
 - (B) there is a current application for level 3 accreditation under that Act of a residential service conducted in the premises;
 - (C) a residential service conducted in the premises is accredited at level 3 under that Act.