



Queensland

Guardianship and Administration Act 2000

Guardianship and Administration Regulation 2000

Reprinted as in force on 1 July 2012

Reprint No. 2C

This reprint is prepared by
the Office of the Queensland Parliamentary Counsel
Warning—This reprint is not an authorised copy

**NOTE—This is the last reprint before repeal.
Repealed by 2012 SL No. 136 s 5**

Information about this reprint

This regulation is reprinted as at 1 July 2012. The reprint—

- shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c))
- incorporates all necessary consequential amendments, whether of punctuation, numbering or another kind (Reprints Act 1992 s 5(d)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes. Also see list of legislation for any uncommenced amendments.

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of reprints is included in the endnotes.

Also see endnotes for information about—

- **when provisions commenced**
- **editorial changes made in earlier reprints.**

Spelling

The spelling of certain words or phrases may be inconsistent in this reprint or with other reprints because of changes made in various editions of the Macquarie Dictionary (for example, in the dictionary, ‘lodgement’ has replaced ‘lodgment’). Variations of spelling will be updated in the next authorised reprint.

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 2000

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Guardianship and Administration Regulation 2000

[as amended by all amendments that commenced on or before 1 July 2012]

Part 1 Preliminary provisions

1 Short title

This regulation may be cited as the *Guardianship and Administration Regulation 2000*.

2 Commencement

This regulation commences on 1 July 2000.

Part 2 Miscellaneous provisions

3 Prescribed equivalent provisions

The Acts specified in schedule 1 are prescribed for the Act, section 167.

4 Prescribed visitable sites

- (1) The places specified in schedule 2 are prescribed as visitable sites for the Act, section 222.
- (2) A reference in schedule 2 to the Department of Health includes a reference to a Hospital and Health Service under the *Hospital and Health Boards Act 2011*.

Schedule 1 Equivalent 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) Disability Services Queensland; or
 - (ii) the Department of Health;
- (b) a place where a consumer—
 - (i) lives; and
 - (ii) receives services from—
 - (A) Disability Services Queensland; or
 - (B) an entity that receives financial assistance from Disability Services Queensland or the Department of 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 of 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

Schedule 2

- (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) the forensic disability service under the *Forensic Disability Act 2011*.

Endnotes

1 Index to endnotes

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2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 1 July 2012. Future amendments of the Guardianship and Administration Regulation 2000 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 to	Effective	Reprint date
1	none	1 July 2000	7 July 2000
1A	2002 SL No. 3	1 February 2002	8 February 2002

Reprint No.	Amendments included	Effective	Notes
1B	2003 SL No. 154	4 July 2003	
1C	2003 SL No. 223	19 September 2003	R1C withdrawn, see R2
2	—	19 September 2003	
2A	2009 SL No. 265	1 December 2009	
2B	2011 Act No. 13	1 July 2011	
2C	2012 SL No. 90	1 July 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 2000 SL No. 126

made by the Governor in Council on 22 June 2000

notfd gaz 23 June 2000 pp 652–4

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2000 (see s 2)

exp 31 August 2012 (see SIA s 56A(2) and SIR s 5 sch 3)

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

amending legislation—

Guardianship and Administration Amendment Regulation (No. 1) 2002 SL No. 3

notfd gaz 1 February 2002 pp 338–9

commenced on date of notification

Guardianship and Administration Amendment Regulation (No. 1) 2003 SL No. 154

notfd gaz 4 July 2003 pp 844–5
commenced on date of notification

Guardianship and Administration Amendment Regulation (No. 2) 2003 SL No. 223

notfd gaz 19 September 2003 pp 219–21
commenced on date of notification

Queensland Civil and Administrative Tribunal (Jurisdiction Provisions) Amendment Regulation (No. 1) 2009 SL No. 265 pts 1, 16

notfd gaz 20 November 2009 pp 900–3
ss 1–2 commenced on date of notification
remaining provisions commenced 1 December 2009 (see s 2)

Forensic Disability Act 2011 No. 13 ch 1 pt 1, ch 14 pt 9

date of assent 19 May 2011
ss 1–2 commenced on date of assent
remaining provisions commenced 1 July 2011 (2011 SL No. 121 item 1)

Health and Hospitals Network and Other Legislation Amendment Regulation (No. 1) 2012 SL No. 90 pts 1, 4 div 2

notfd gaz 29 June 2012 pp 704–10
ss 1–2 commenced on date of notification
remaining provisions commenced 1 July 2012 (see s 2)

6 List of annotations

PART 2—MISCELLANEOUS PROVISIONS

pt hdg prev pt 2 hdg om 2009 SL No. 265 s 42
pres pt 2 hdg (prev pt 3 hdg) renum 2009 SL No. 265 s 43

Prescribed equivalent provisions

s 3 prev s 3 om 2009 SL No. 265 s 42
pres s 3 (prev s 7) amd 2002 SL No. 3 s 3
renum 2009 SL No. 265 s 44

Prescribed visitable sites

s 4 prev s 4 om 2009 SL No. 265 s 42
pres s 4 (prev s 8) ins 2002 SL No. 3 s 4
renum 2009 SL No. 265 s 44
amd 2012 SL No. 90 s 28

Application to register a registrable order, the Act s 116(2)(c)

s 5 om 2009 SL No. 265 s 42

Application for consent to special health care, the Act s 116(2)(c)

s 6 om 2009 SL No. 265 s 42

SCHEDULE 1—EQUIVALENT PROVISIONS

sch hdg amd 2002 SL No. 3 s 5; 2009 SL No. 265 s 45

SCHEDULE 2—VISITABLE SITES

sch hdg amd 2009 SL No. 265 s 46

sch 2 ins 2002 SL No. 3 s 6

amd 2003 SL No. 154 s 3; 2003 SL No. 223 s 3; 2011 Act No. 13 s 208

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