

# What is a guardianship order?

## Information for you

An Easy Read fact sheet



## How to use this fact sheet



The NSW Civil and Administrative Tribunal (NCAT) Guardianship Division wrote this document.  
When you see the word 'we', it means NCAT.



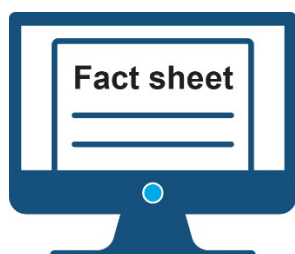
We wrote this fact sheet in an easy to read way.  
We use pictures to explain some ideas.

**Bold**  
Not bold

We wrote some important words in **bold**.  
This means the letters are thicker and darker.  
We explain what these bold words mean.



This Easy Read fact sheet is a summary of another fact sheet.  
This means it only includes the most important ideas.



You can find the other fact sheet on our website at [www.ncat.nsw.gov.au](http://www.ncat.nsw.gov.au).



You can ask for help to read this fact sheet.  
A friend, family member or support person may be able to help you.

## What is this fact sheet about?



This fact sheet is about your guardianship order.



The Guardianship Division protects the **rights** of people who can't make decisions on their own.



Rights are rules about how everyone should be treated:

- fairly
- equally.

We find ways to fix problems that:



- are fair



- follow the law.

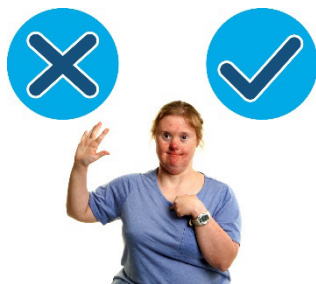


We follow the *Guardianship Act (1987)*.

This is a law that explains how we make guardianship orders.



We will have a **hearing** to work out if you need a guardianship order.



A hearing is when we decide if a person can't make decisions on their own.

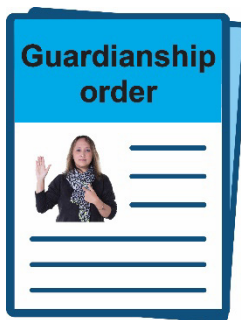


After the hearing, we will send you a copy of the guardianship order.

## What is a guardianship order?



A **guardian** is someone we choose to make decisions about your life when you can't make decisions on your own.



We call it a **guardianship order**.



A guardianship order is a legal document.

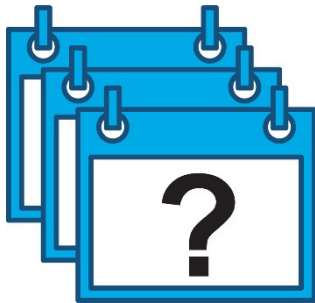
Your guardianship order will explain:



- who your guardian is



- what decisions they can make for you



- how long your guardian can make decisions for you.



A guardian can't make decisions about your money.

# What decisions can your guardian make?



Your guardian can only make decisions about the things that are listed in your guardianship order.

They might make decisions about:



- where you live



- what health care you get



- what services you need



- if they should **consent** for you to have medical or dental treatment.



When your guardian gives their consent, they say it's okay to do something.



Your guardian might also make decisions about:

- who can visit you
- who you can visit
- where the visit will be.

When your guardian makes a decision for you, they must:



- ask you what you think



- make sure you know about any issues that might happen from the decision.

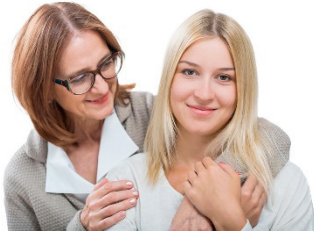


They must follow these rules every time they make a decision for you.

We call this a **condition**.



## Who is your guardian?



Your order will say who your guardian is.

Your guardian may be someone you know, like a family member or friend.



Or they might be the **Public Guardian**.

We choose the Public Guardian if your guardian can't be your:



- family member



- friend.

## The Public Guardian:



- makes their own decisions



- doesn't work for NCAT.



If your guardian is a family member or friend, they must follow the conditions.



And if the Public Guardian is your guardian, they must also follow the conditions.

After the hearing, someone from the Public Guardian will contact:



- you



- your carers.

## Reviewing your guardianship order

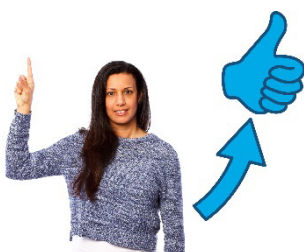


We must review the guardianship order when it ends.

When we **review** a guardianship order, we check to see what:



- works well



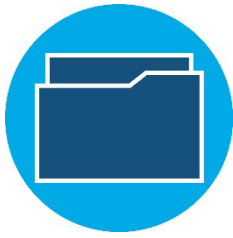
- needs to be better.



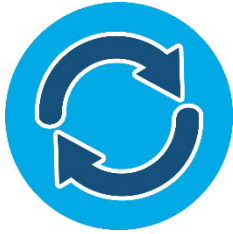
If someone is worried about a person who has a guardianship order, they can ask us to review it.

Anyone can do this.

After we review your guardianship order, we might:



- keep your guardianship order



- change your guardianship order



- end your guardianship order.



When we make your guardianship order, we might decide that we don't need to review it.



This means your guardianship order stops when it says it will stop.

## Appealing a guardianship order



If you think we made the wrong decision, you can ask us to change the decision.

We call this an **appeal**.



We have information on our website about reviews and appeals.



[www.ncat.nsw.gov.au/ncat/publications-and-resources/fact-sheets/guardianship-division-fact-sheets.html#Reviews6](http://www.ncat.nsw.gov.au/ncat/publications-and-resources/fact-sheets/guardianship-division-fact-sheets.html#Reviews6)

## Contact us



You can call us.

**1300 006 228**

**(02) 9556 7600**



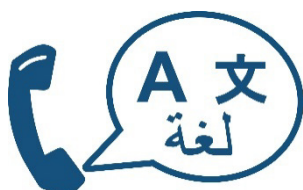
You can visit our website.

**[www.ncat.nsw.gov.au](http://www.ncat.nsw.gov.au)**



If you have trouble speaking or hearing, you can contact the National Relay Service.

**13 36 77**



If you need information in a different language, you can contact the Translating Interpreter Service (TIS).

**13 14 50**



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