

New guardianship laws and enduring power of attorney and advance health directive forms will come into effect in QLD from 30 November 2020

On **30 November 2020** important changes will be made to the law underpinning Queensland's guardianship system.

The changes will be made to Queensland's guardianship laws according to the *Guardianship and Administration and Other Legislation Amendment Act 2019*. They impact the:

- *Guardianship and Administration Act 2000*
- *Powers of Attorney Act 1998*
- *Public Guardian Act 2014*.

New forms

New enduring power of attorney and advance health directive forms will be made under the *Powers of Attorney Act 1998* to replace existing versions of these forms that have been in place for more than 16 years.

The new forms should be used to make these documents from **30 November 2020**.

You can access the new forms [here](#).

The old forms will also remain online until 30 November 2020 from [here](#).

A fact sheet has also been published with frequently asked questions and answers in relation to the transition to the new forms, available from [here](#).

Guidelines for assessing capacity

The reforms will also include new guidelines to help people who undertake assessments of an adult's capacity under Queensland's guardianship laws (*Queensland capacity assessment guidelines*).

You can access the capacity guidelines from [here](#). Information about the guidelines has also been added to the Department of Justice and Attorney's (DJAG) website at <https://www.qld.gov.au/law/legal-mediation-and-justice-of-the-peace/power-of-attorney-and-making-decisions-for-others/capacity-guidelines>.

Find out more about the guardianship reforms www.qld.gov.au/guardianship-reform

