

Video transcript – After the hearing

You will find the information in this video most helpful if you have attended a guardianship hearing or received a Tribunal decision.

What happens after the hearing?

At the end of the hearing, the Tribunal Member will usually announce the decision, and the reasons for the decision.

However, it may be a few weeks before the parties receive the Tribunal's written decision.

Sometimes the Tribunal Member will 'reserve' the decision. This means the decision and the reasons for the decision will be delivered on a later date.

The decision sets out the decision-making powers the guardian or administrator have been given by the Tribunal as well as the period of their appointment.

The decision may also direct the guardian or administrator to provide certain documents to QCAT within a particular timeframe. If you have been appointed as a guardian or administrator for an Adult, it is important you comply with the Tribunal's directions within the stipulated time.

Information about appeal rights will be included with the written decision.

The Tribunal deals only with applications before it. Once the Tribunal has made its final decision about the application QCAT cannot assist with implementing the decision or provide legal advice.

The QCAT Registry will notify the parties when a review of the appointment of a guardian or administrator commences.

The Adult, or a person who has a sufficient and genuine concern for the rights and interests of the Adult, may apply for a review of the appointment of a guardian or administrator, using the appropriate application form.

The Tribunal may dismiss the application unless there is some evidence of new and relevant information becoming available since the last hearing, or a relevant change in circumstances has occurred.

The Tribunal may commence a review if it becomes aware an appointed decision maker is not complying with the terms of the Tribunal's decision, or their other duties and responsibilities.

When making a decision for an Adult, the decision maker must apply the General Principles and if relevant, the Health Care Principles.

You can find information about the General Principles and the Health Care Principles on the QCAT website

Guardians, administrators and attorneys should keep records of the decisions they have made for an adult including how they made the decision.

The Public Trustee or the Public Guardian was appointed by the Tribunal, what happens now?

The Tribunal is independent of all government agencies. An officer of The Public Trustee or the Public Guardian will contact the Adult and/or those people in a supportive relationship with the Adult.

You can find information and videos about how The Public Trustee of Queensland and Public Guardian make decisions for Adults on their websites.

If you still have questions about any aspect of QCAT's procedures, remember you should be able to find the answers on the website.