

# Ending or changing your guardianship order

Do you want to end or change your guardianship order? The following information will help you make an application to NCAT's Guardianship Division.

## Who made the guardianship order?

If you want to end or change your guardianship order the first thing to check is who made your order.

Guardianship orders can be made by the Supreme Court, the NSW Civil and Administrative Tribunal or a similar Tribunal in another state.

A Tribunal can only end or change an order it has made.

If your order was made by the Supreme Court, you need to contact the Supreme Court for more information on **1300 679 272**.

If your order was made by a Tribunal in another state you need to contact that Tribunal.

## Ending your guardianship order

To ask the NSW Civil and Administrative Tribunal (NCAT) to end your guardianship order, you need to make an application to **review** the order.

### What does NCAT need?

NCAT needs information from you to help it decide whether to end your financial management order. You should send all this information to NCAT with your application.

### Can you make your own decisions?

If you are asking NCAT to end the guardianship order because you believe you can make your own decisions, you will need to tell us why.

You need to ask your doctor or case manager to tell NCAT what they think about your ability to make your own decisions.

There is a [Health Professional Report Form](#) that you can give to your doctor or case manager/s to fill out, so they can give this information to NCAT.

### You don't need a guardian anymore

If you believe you don't need a guardian anymore and can make decisions for yourself you need to provide this information to NCAT by writing it down on the application.

If you have someone who can help you make decisions, you should ask them to write a letter to NCAT. The letter should explain how they know you and what they would do to help you make decisions.

## Changing your guardianship order

To ask NCAT to change your guardianship order, you need to make an application to **review** the guardianship order.

### What does NCAT need?

NCAT needs information from you to decide whether to change your guardianship order. You need to provide NCAT with information about why you want to change your guardianship order.

NCAT can change your guardianship order to someone else.

You may know who you would like your guardian to be. You should ask that person to write to NCAT. The letter should explain why they should be your guardian.

NCAT can change the kinds of decisions your guardian can make.

If you believe NCAT should change the kinds of decisions your guardian can make you will provide this information to NCAT by writing it down on the application.

## Who can help me?

You can get help from the NCAT's Guardianship Division enquiry service.

Telephone: **9556 7600** or **1300 006 228**

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



Guardianship Division enquiry staff may be able to help you decide what kind of application to make and how to make the application. They can explain to you what will happen when NCAT gets your application.

A friend, relative or case manager might also be able to help you apply to NCAT.

The Mental Health Advocacy Service at Legal Aid NSW might also help you with your application. You can call them on 9745 4277.

## What happens after I send my application?

You will get a letter telling you that NCAT has received your application.

A Tribunal staff member will call you to talk about your application. They will tell you if NCAT needs more information and talk to you about how to get the information. You can ask questions about your application and about what will happen next.

Once there is enough information, the Tribunal staff member will organise a hearing. NCAT will send you a letter with the date and time of the hearing and where the hearing will be held.

In the application, you will be asked to provide information about other people who are important to you. NCAT will send them a letter inviting them to the hearing and send a copy of your application with the letter.

## What happens at the hearing?

At the hearing, Tribunal Members will talk to you and ask you questions about your application.

It is important you come to the hearing so the Tribunal Members can meet you and listen to what you have to say. If you want you can bring a friend or family member to the hearing.

At the hearing, a Tribunal Member will explain what is happening. The Tribunal Members will talk to you about your application and ask you questions. The Tribunal Members will also talk to other people at the hearing and ask them what they think about your application.

A decision will be made about your application and the Tribunal Members will tell you what has been decided at the end of the hearing.

Most hearings are held in the Sydney CBD or other places in the Sydney area. If you do not live in Sydney, the hearing will be held as close as possible to where you live.

## Contact NCAT

**1300 006 228 | [www.ncat.nsw.gov.au](http://www.ncat.nsw.gov.au)**

**Interpreter Service (TIS) 13 14 50**

**National Relay Service for TTY users 13 36 77**

For more information and assistance visit the NCAT website or contact NCAT's Guardianship Division on (02) 9556 7600 or 1300 006 228.