

Supplementary Order Paper

HOUSE OF REPRESENTATIVES

Wednesday, the 27th Day of November 1968

GUARDIANSHIP BILL

Proposed Amendments

Hon. Mr HANAN, in Committee, to move the following amendments:

Clause 7: To omit from line 4 on page 5 the words "or capacity", and substitute the words "and capacity".

New clause

To insert, after clause 37, the following new clause:

38. Transitional—Every order relating to the custody or guardianship of, or access to, a child made under any provision of the Destitute Persons Act 1910 so far as the order is subsisting or in force immediately before the first day of January, nineteen hundred and seventy, and could have been made under this Act, shall continue to have effect as if it had been made under the corresponding provision of this Act, and as if that provision had been in force when the order was made.

EXPLANATORY NOTE

Clause 7: As subclause (2) of this clause is at present worded a testamentary guardian may take office if he is of full age or capacity. The amendment will require any such guardian to be of full age and capacity.

Clause 38: This new clause is designed to ensure that every order relating to the custody or guardianship of, or access to, a child made under the Destitute Persons Act 1910 will, if in force, continue in force for the purposes of the new Guardianship Act.