PRESENTERS

Judge Vivienne Ullrich QC, Wellington

Vivienne has specialised in family law for the past 15 years, and has been interested in the policy issues surrounding relationship property for even longer. She is one of the authors of Trapski's Family Law, writing on matrimonial and de facto property (as it then was).

Annette Gray, Buchanan Gray, Wellington

Annette is a Family Court Practitioner with 25 years' experience. She has a broad Family Court experience in all aspects of family law but has a particular interest in rights based law. Annette has been counsel for subject person for many years and is currently a District Inspect of Mental Health. She has an interest in inter-country adoptions and is also lawyer for child and acts for parties in family court matters. Annette spent a year doing volunteer service abroad acting as legal counsel for the Family Support Centre, an NGO, providing education and legal support mainly to women in domestic violence and child custody cases.

CONTENTS

1.	INTRODUCTION	1
2.	APPLICATIONS	3
	FILING AN APPLICATION	
3.	LAWYER FOR SUBJECT PERSON	7
	APPOINTMENT OF BARRISTER OR SOLICITOR BY COURT OR REGISTRAR	7
4.	COURT	9
	UNOPPOSED APPLICATIONS	9 9
5.	ORDERS	. 13
	Orders appointing a welfare guardian. Personal orders under s 10	. 15 . 16
6.	BETWEEN REVIEWS	. 21
	REVIEW OF WELFARE GUARDIAN'S OR MANAGER'S DECISION – S 89	. 21
7.	REVIEW	. 23
	REVIEW OF PERSONAL ORDERS	
8.	APPEALS	. 27
9.	ENDURING POWERS OF ATTORNEY	. 29
	THRESHOLD FOR ACTIVATING AN ENDURING POWER OF ATTORNEY – S 94 WHEN A POWER OF ATTORNEY IS AN ENDURING POWER OF ATTORNEY – S 95 ENDURING POWER OF ATTORNEY IN RELATION TO PROPERTY ENDURING POWER OF ATTORNEY IN RELATION TO PERSONAL CARE AND WELFARE ATTORNEY'S DUTY TO CONSULT SUSPENSION OF ATTORNEY'S POWER TO ACT	. 31 . 31 . 32 . 32
10	. APPENDIX 1 – PRE-COURT CHECKLIST	. 35
11	. APPENDIX 2 – PRACTICE NOTES RE: COUNSEL FOR SUBJECT PERSON	. 37
12	. APPENDIX 3 – COURT'S STANDARD BRIEF	45
13	APPENDIX 4 – LIST OF FORMS	. 47
14	APPENDIX 5 – ENDURING POWER OF ATTORNEY IN RELATION TO PROPERTY; WITNESS CERTIFICATE	. 49
16	5. APPENDIX 6 – ENDURING POWER OF ATTORNEY IN RELATION TO PERSONAL CAPAND WELFARE; WITNESS CERTIFICATE	
17	APPENDIX 7 – HEALTH PRACTITIONER'S CERTIFICATE OF MENTAL INCAPACITY FOR ENDURING POWER OF ATTORNEY IN RELATION TO PROPERTY	
18	S. APPENDIX 8 – HEALTH PRACTITIONER'S CERTIFICATE OF MENTAL INCAPACITY FOR ENDURING POWER OF ATTORNEY IN RELATION TO PERSONAL CARE AND WELFARE	
19	APPENDIX 9 – GUIDELINES FOR COUNSEL FOR SUBJECT PERSON APPOINTED UNDER THE PROTECTION OF PERSONAL AND PROPERTY RIGHTS ACT 1988	. 79