



# SAT

State  
Administrative  
Tribunal

Western Australia

## ***Guardianship and Administration Act 1990***

### **DECISIONS BULLETIN**

**No 15 November 2007**

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This Bulletin contains summaries of written reasons published by the Tribunal in November 2007. The full text of decisions and reasons can be found on the Tribunal's website at [www.sat.justice.wa.gov.au](http://www.sat.justice.wa.gov.au)

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**FZ [2007] WASAT 308  
16 OCTOBER 2007  
MS D DEAN (MEMBER)**

**Guardianship and administration - No need for an administration order as a suitable less restrictive alternative operating in the represented person's best interests - Need for a limited guardianship order - Conflict of interest**

The represented person had chronic schizophrenia and was a long-term resident (32 years) of a psychiatric hostel. He had no family in Australia. He was hospitalised as the result of a motor vehicle accident with injuries requiring surgery, which he refused. The hospital social worker made applications to the Tribunal for guardianship and administration. Prior to the applications being heard, the represented person was discharged from hospital back to the psychiatric hostel.

Evidence was provided at the hearing that the psychiatric hostel had been managing the represented person's money for many years. The Tribunal was satisfied on the evidence provided that this arrangement was working in the best interests of the represented person and was a suitable less restrictive alternative to the appointment of an administrator. The application for administration was therefore dismissed on the basis that there was no need for an order.

The represented person was on long-term medication for his schizophrenia and pain medication for injuries from the motor vehicle accident. The Tribunal appointed the Public Advocate limited guardian to make medical treatment decisions as there was no other person suitable or willing to take on the role of decision-maker.