

PUBLIC TRUST

PT301

PUBLIC TRUSTEE ACT 1941**PUBLIC TRUSTEE AMENDMENT REGULATIONS 1991**

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Public Trustee Amendment Regulations 1991*.

Principal regulations

2. In these regulations the *Public Trustee Regulations 1942** are referred to as the principal regulations.

[*Reprinted in *Gazette of 17 January 1979 at pp. 103-10. For subsequent amendments to 14 June 1991 see p. 343 of 1990 Index to Legislation of Western Australia.*]

Regulation 10A amended

3. Regulation 10A of the principal regulations is amended by deleting "\$100.00" and substituting the following—

" \$500 ".

Second Schedule amended

4. The Second Schedule to the principal regulations is amended—

(a) by deleting item 3 and substituting the following items—

“ 3. On moneys received for investment under section 37 (1) of the Act (other than moneys paid into court by a party to an action or proceedings), the fee chargeable is 1% of the amount of those moneys.

3A. On a capital growth earned by or distributed to an estate or trust from an investment made by the Public Trustee outside the Common Fund, the fee chargeable is 3.5% of the amount of that capital growth. ”;

(b) by deleting item 6 and substituting the following item—

“ 6. In any estate or trust where it is considered desirable to—

(a) purchase a dwelling house; or

(b) purchase vacant land and construct a dwelling house on that land,

for the use of any beneficiary under the estate or trust, the Public Trustee in arranging the purchase or the purchase and construction, as the case may be, is entitled to a fee of 1% of the sum of the values of—

(c) the dwelling house purchased or constructed; and

(d) the land on which that dwelling house is situated,

in addition to any expenses incurred in connection with the purchase or the purchase and construction. ”;

and

(c) in item 7 by deleting “\$20.00” and “\$40.00” and substituting respectively the following—

“ \$25 ” and “ \$50 ”.

By His Excellency's Command,

L. M. AULD, Clerk of the Council.