



# Application Procedure for Directions of Guardianship

## Directions

A relevant person, usually the guardian, may apply for Directions, such as guidance, instructions, or guidelines on the nature and extent of the guardianship order. He/she may also apply for Directions on the exercise, extent and duration of the guardian's powers and duties including its terms and conditions (if any).

The applicant should fill out the application form (Form 3). The application form can be obtained from the Guardianship Board or downloaded from our website.

## Directions granted in writing

The Board has the discretion to decide whether to give Directions in writing to the guardian, or to hold a hearing. If it does give Directions, the Board will send the Directions Order to the applicant (if he/she is not the guardian), the guardian, the mentally incapacitated person and the Director of Social Welfare.

## Directions granted at a Hearing

If the Board decides to hold a Hearing instead, it will notify the applicant and the guardian (if he/she is not the applicant), the mentally incapacitated person, the Director of Social Welfare, and such relatives as the Board thinks fit, of the hearing date.

After the Board holds a Directions hearing, the written Directions Order will be sent to the applicant (if he/she is not the guardian), the guardian, the mentally incapacitated person and the Director of Social Welfare.

## Others

The Directions are in the form of an Order. The Board may decline to give Directions to a guardian, and if so, it will tell the applicant (if he/she is not the guardian) and in suitable cases, the guardian, the mentally incapacitated person and the Director of Social Welfare.

**For more information, contact the Guardianship Board:**

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**Important notes** : The information in this leaflet is for general guidance only and does not purport to be legal advice given by the Guardianship Board.

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