



**PUBLIC TRUSTEE
AND GUARDIAN**

FEES 2023 – 2024

Powers of Attorney

Fees payable to the Public Trustee and Guardian for the ACT (PTG)

(effective - 1 July 2023)

Fees are the maximum fees PTG may charge. Fees include GST except where stated and do not include disbursements.

Charitable Fund Management

- Commission on income received 6.6%

Common Fund Management

- Management of assets whether held in or outside of the Common Funds (p.a.) 1.1%

Confiscation of Criminal Assets

- Management fee (on the amount paid into the Confiscated Criminal Assets Trust Fund each financial year) 1.1%
- Capital Commission on cash received 1.1%
- Assets other than cash, a one-off capital commission based on the gross value of the capital assets sold as per the sliding scale in “Estates Administration”.
 - Commission on income received 6.6%
 - Costs, charges, expenses of PTG (as per item 64 of determination) \$318/hr

Enduring Power of Attorney (EPOA) – Acting as Attorney

(For preparing an EPOA see “Wills and EPA”)

For dealing with assets (when EPOA activated) –

- Where the asset consists of cash 1.1%

- Assets other than cash (incl real property) a commission based on the gross value of the capital asset sold as per the sliding scale in “Estates Administration”.
- Commission on income received 6.6%
- Acting as attorney in any other capacity \$318/hr
- Acting as attorney (complex matters) \$488/hr

Estate Administration

- Minimum estate administration fee \$3,138

A commission on the gross value of the capital assets of the estate applies as follows (jointly held assets, matrimonial home passing to a surviving spouse/partner, and superannuation paid directly to the beneficiary, are not subject to this scale of fees) –

The total value of the assets subject to the following commission –

- 4.4% on the 1st \$300,000 of the total
- 3.3% on the 2nd \$300,000 of the total (i. e. assets \$300K to \$600K)
- 2.2% on the 3rd \$300,000 of the total (i. e. assets \$600K to \$900K)
- 1.1% on the balance of the total (i. e. assets of \$900K and above)
- Commission on income received 6.6%
- For Executor Assist services (e.g. obtaining Probate – est. 8-10 hours) \$318/hr

External Manager – Account Examination; endorsement of purchase/sale of property

The hourly rate for the examination of accounts maintained by an external financial manager is the

hourly rate (GST exempt) rounded down to \$287.00. Adjustments to this rebate can be made by PTG under the fee reductions and waivers provision in the *Public Trustee and Guardian Act 1985*.

- Examination of accounts \$287/hr
(Subsidised down to \$215 (2023-24 only))
- For requesting endorsement of dealings* with the person’s real property \$318/hr
* - refer ‘Part 10 Dealings’ *Land Titles Act 1985*

Financial Management Services

For administering assets –

- Cash assets (collection of) 1.1%
- For assets other than cash (including purchase/sale of real property) a commission based on the gross value of the capital assets as per the sliding scale in “Estates Administration”

For collection of income –

- Commission on income in the form of Centrelink and Veterans Affairs pensions. 3.5%
- Commission on all other income received 6.6%
- For providing investment advice \$318/hr

Miscellaneous Fees

- Hourly rate (incl travelling time) \$318/hr
- Arranging to purchase/sell/extend/modify property as a % of the gross value of works 1.1%
- Genealogy matters \$318/hr
- Life assurance/or superannuation not paid to the estate \$318/hr
- Preparing deeds/renunciations/releases \$318/hr
- Inspecting property \$318/hr
- Visiting a client outside of the office \$318/hr
- Storage (cubic metre/per month) \$63

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Factsheet – FEES 10 AUGUST 2023