S.C. No. _____

IN THE SUPREME COURT OF THE YUKON TERRITORY

PURSUANT TO THE *ADULT PROTECTION AND DECISION MAKING ACT, S.Y. 2003, C.21*
IN THE MATTER OF THE APPLICATION FOR GUARDIANSHIP OF

_____
(name of adult)

also known as, *(if applicable)*

_____

STATEMENT OF PROPOSED GUARDIAN
(to be filed by each proposed guardian, including the applicant)

I, _____, of the City/Town/Village of
(name)

_____, in the Yukon Territory, MAKE OATH AND SAY, to the best of
my knowledge, information and belief, as follows:

1 I am nineteen (19) years of age or older and I am eligible to be appointed as a guardian for the
adult.

2 I am a suitable person to be a guardian for the adult because:
(Give particulars. Attach separate sheets if needed.)

_____

_____

_____

3 I am not aware of any conflict of interest that presently exists, or will come into existence if I
should be appointed.

4 I undertake, upon my appointment as guardian to:
- act honestly and in good faith;
- exercise the care, diligence and skill of a reasonably prudent person;
- act within the authority granted in the court order;
- encourage and assist the adult to care for and make decisions about the adult, and
  to manage or participate in managing the adult's affairs; and
- comply with the Preliminary and any Subsequent Guardianship Plans.

5 If the adult has a health care directive, I will exercise my power and authority in accordance with the *Care Consent Act* and with clear and relevant instruction as contained in the health care directive, to the extent that the health care directive is incorporated into the Guardianship Order.

6 If at any time I have, as guardian, authority for non-financial decision-making for the adult, I understand that, in accordance with subsection 38(4) of the Act, I may **not**, without prior permission of the Supreme Court of the Yukon Territory, do the following:

- give substitute consent on the adult's behalf to the adoption of the adult's child;
- commence divorce proceedings on the adult's behalf;
- interfere with the adult's religious practices.

7 If at any time I have, as guardian, authority for financial decision-making for the adult, I understand as follows:

- in accordance with subsection 38(4) of the Act, I may **not**, without prior permission of the Supreme Court of the Yukon Territory, do the following:
  - ○ dispose of the adult's business or real property;
  - ○ grant or accept a lease of real or personal property on the adult's behalf for a period longer than 3 years;
  - ○ dispose of the adult's personal property that is worth more than the amount prescribed by the regulations;
  - ○ invest the adult's assets in investments that a trustee is not authorized to make under the *Trustee Act*.

- in accordance with subsection 43(3) of the Act, I must not dispose of property other than money that I know is subject to a specific testamentary gift in the adult's will unless it is necessary to do so to comply with my duties as a guardian;

- in accordance with paragraph 45(1)(b) of the Act, I am required to keep accounting records and to produce those records for inspection and copying at the request of the adult or the Public Guardian and Trustee;

- in accordance with paragraph 45(1)(c) of the Act, I must, within six (6) months of being appointed as principal guardian, file with the Court, an inventory and account of the adult's assets and liabilities;

- in accordance with paragraph 45(1)(d) of the Act, I must, upon the discovery of any asset or liability after the filing of the inventory and account, file with the Court an inventory and account of the asset or liability.

SWORN before me at the City of

_____,

in the Yukon Territory on the _____ day

_____,_____.
   (month)   (year)

_____
A Notary Public in and for the Yukon Territory

_____
(Applicant's Signature)

S.C. No. _____

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STATEMENT OF PROPOSED GUARDIAN
(to be filed by each proposed guardian, including the applicant)

_____

Address

_____

_____

_____

_____

_____