336. M Winterton

Name: M Winterton

Proposal 2–1

Yes.

Proposal 2–2

yes.

Proposal 3–1

yes.

Proposal 3–2

yes.

Proposal 3–3

yes

Proposal 3–4

yes

Proposal 3–5

yes

Proposal 5–1

yes

Proposal 5–2

yes

Proposal 5–3

yes

Question 5–1

restricted persons, such as only persons who are in positions of care or guardianship, and the relevant government bodies. the police, of senior level. the Guardianship Tribunal, senior staff only at banking institutions, to confirm the validity of claimed Powers of Attorney .

protected privacy from just anyone accessing the register.

Question 5–2

yes. those with nothing to hide, have nothing to fear.

Proposal 5–4

yes. this reduces the risk of corrupt witnesses.

Proposal 5–5

yes.

Proposal 5–6

yes, this also reduces the risk of collusion and fraud .

Proposal 5–7

yes.

Proposal 5–8

yes

Proposal 5–9

yes

Proposal 5–10

yes

Proposal 5–11

yes

Proposal 5–12

yes

Proposal 5–13

yes

Proposal 6–1

yes

Question 6–1

yes to a /b and c.   newly appointed guardians and financial administrators should be fully informed of all of their duties and also the limits of their duties. Also to be able to telephone a person in the tribunal if they are unsure of any decions, would be helpful.

Proposal 6–2

yes

Question 6–2

no. I do not agree with purchasing surety bonds.  All of the strict guidelines regarding appropriate reasonable financial management should be followed.  A hotline or nominated person from the tribunal could help with advice on the best options for the persons under orders, if the guardian or manager is unsure of a decision.

Question 6–3

perhaps an independent social worker above the age of thirty and or a trusted person to clearly and simply communicate properly explaining. perhaps this meeting could be on video for reference purposes.

Proposal 7–1

yes. In the case that I reported to the tribunal about in May 2006, the power of Attorney kept various bank accounts and in one of those bank accounts ninety thousand dollars was kept that belonged to the person under orders.  The Power of Attorney was a nurse who worked at a medical practice.  most people do not keep ninety thousand dollars in a bank account.

Proposal 7–2

yes. i think this would reduse the risk of fraud.

Question 7–1

yes to all of the above

Question 7–2

yes

Proposal 8–1

yes

Question 8–1

only persons who are trusted by the elderly person.  there are many thieving criminals in families. a clear explanation of the elderly person's wishes with two or more people that they trust.

Proposal 9–1

yes to a/b/c/d.        In the case heard by the tribunal, in which I was the applicant, two solicitors colluded to prey upon a very wealthy vulnerable man who showed obvious signs of dementia / Alzheimers disease. This man was undiagnosed.    one of the solicitors was the boyfriend of the woman who gained the Power of Attorney/ guardian/ financial manager/ sole beneficiary/ sole executor.  the solicitor boy friend conspired with his solicitor crony to corruptly facilitate his mistress into control of the ill and vulnerable person and his substantial estate.   this predatory crime was committed under clandestine circumstances and unbeknown to the totally vulnerable person's life long close and capable family. this crime was performed in 1996, and would not be so easy currently because of the changes to the law.   however I do believe that most solicitors have decency and integrity, but not all of them. the woman that gained full control was no relation to the vulnerable and very sick person. the boyfriend solicitor appeared not to be involved.

Proposal 9–2

yes.

Proposal 9–3

yes

Proposal 10–1

yes

Proposal 10–2

yes

Proposal 10–3

yes

Proposal 10–4

yes

Proposal 11–1

yes

Proposal 11–2

yes

Proposal 11–3

yes

Proposal 11–4

yes.    also the person must be able to speak English, in order to be understood by all.    Any history of violence or examples of poor character for example dishonesty, then that person should be prevented from working with the vulnerable elderly.

Proposal 11–5

yes, as soon as possible.

Question 11–1

examples of poor character, dishonesty, threats , violence, theft.   not having good English language, however if they are willing to learn English then they should be considered.

Question 11–2

For their time in aged care. but if any valid or serious complaints are made then they should be prevented fro working in aged care.

Question 11–3

criminal records for theft and or violence.

Proposal 11–6

yes

Proposal 11–7

yes to all of the above

Proposal 11–8

yes

Proposal 11–9

yes to all of the above

Proposal 11–10

yes to all of the above

Proposal 11–11

yes to all of the above