



Public Trustee and Administration of Funds Act 1986

1986 CHAPTER 57

Public Trustee and Funds Administration

1 Public Trustee and Accountant General: appointment, tenure of office etc.

- (1) The office of Public Trustee and the office of Accountant General of the [^{F1}Senior Courts] may be held by one person.
- (2) The office of Accountant General of the [^{F1}Senior Courts] may, but need not, be held by the Permanent Secretary to the Lord Chancellor.
- (3) The enactments specified in the Schedule to this Act shall have effect with the amendments specified in that Schedule.

Textual Amendments

- F1** Words in Act substituted (1.10.2009) by [Constitutional Reform Act 2005 \(c. 4\), s. 148\(1\), Sch. 11 para. 4](#); S.I. 2009/1604, art. 2(d)

^{F2} Exercise by Public Trustee of functions of Court of Protection.

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Textual Amendments

- F2** S. 2 repealed (1.10.2007) by [Mental Capacity Act 2005 \(c. 9\), s. 68\(1\), Sch. 7](#) (with ss. 27-29, 62); S.I. 2007/1897, art. 2(1)(d)

Changes to legislation: There are currently no known outstanding effects for the Public Trustee and Administration of Funds Act 1986, Cross Heading: Public Trustee and Funds Administration. (See end of Document for details)

3 Functions of the Public Trustee.

[^{F3}(1) The Public Trustee may exercise the functions of a deputy appointed by the Court of Protection.]

(6) The discharge by the Public Trustee of any functions under this section shall not be treated as the discharge of the duties of his office for the purposes of the following provisions of [^{F4}the Public Trustee Act 1906], that is to say—

- ^{F5}(a)
- (b) section 9 (fees); and
- (c) section 10 (appeal to court);

but persons may be appointed as his officers and expenses paid under section 8 and rules may be made under section 114 of that Act for the purposes of this section as for the purposes of that Act.

^{F6}(7)

Textual Amendments

F3 S. 3(1) substituted (1.10.2007) for s. 3(1)-(5) by [Mental Capacity Act 2005 \(c. 9\), s. 68\(1\), Sch. 6 para. 33\(a\)](#) (with [ss. 27-29, 62](#)); [S.I. 2007/1897, art. 2\(1\)\(d\)](#)

F4 Words in s. 3(6) substituted (1.10.2007) by [Mental Capacity Act 2005 \(c. 9\), s. 68\(1\), Sch. 6 para. 33\(b\)](#) (with [ss. 27-29, 62](#)); [S.I. 2007/1897, art. 2\(1\)\(d\)](#)

F5 S. 3(6)(a) repealed (7.11.2002) by [2002 c. 35, s. 1\(3\)](#)

F6 S. 3(7) repealed (1.10.2007) by [Mental Capacity Act 2005 \(c. 9\), s. 68\(1\), Sch. 6 para. 33\(c\), Sch. 7](#) (with [ss. 27-29, 62](#)); [S.I. 2007/1897, art. 2\(1\)\(d\)](#)

^{F7}4 Accountant General’s powers of investment.

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Textual Amendments

F7 S. 4 repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\), Sch. 1 Pt. 1](#) Group 4, Pt. 17, Group 8

Changes to legislation:

There are currently no known outstanding effects for the Public Trustee and Administration of Funds Act 1986, Cross Heading: Public Trustee and Funds Administration.