



Families

Office of the Commissioner for Adults Living with an Intellectual Disability
315 – 258 Portage Avenue
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Toll Free: 1-800-757-9857
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Familles

Bureau du commissaire aux adultes ayant une déficience intellectuelle
258, avenue Portage, bureau 315
Winnipeg (MB) R3C 0B6
Tél. : 204 945-5039 Téléc. : 204 948-3713
Sans frais : 1 800 757-9857
Site web : www.gov.mb.ca/fs/calido/index.fr.html

APPOINTMENT DOCUMENT

SUBSTITUTE DECISION MAKER FOR PERSONAL CARE

WHEREAS an Application has been made for the appointment of a substitute decision maker for personal care of '*name of adult living with an intellectual disability*' pursuant to *The Adults Living with an Intellectual Disability Act*, S.M. 1993, c. 29 (the "Act");

AND WHEREAS the Commissioner for Adults Living with an Intellectual Disability has determined that the statutory criteria for the appointment of a substitute decision maker for the personal care of '*person's name*' have been satisfied;

NOW THEREFORE the Commissioner for Adults Living with an Intellectual Disability hereby APPOINTS:

«Names of Joint SDMs» as joint substitute decision makers for the personal care of '*person's name*'; and

«Name of Alternate SDM» to act as the alternate substitute decision maker for the personal care of '*person's name*' in the event of death or during the temporary absence of «Name of Joint SDMs»

This APPOINTMENT shall commence effective «EffectiveDate» and expire on «ExpiryDate» unless earlier terminated in accordance with the provisions of the *Act*.

Pursuant to subsection 57(2) of the *Act*, the following POWERS are hereby granted to «Name of Joint SDMs» and «Name of Alternate SDM»:

- 57(2)(a) to decide where, with whom and under what conditions the vulnerable person is to live;
- 57(2)(b) to give, refuse or withdraw consent to health care on the vulnerable person's behalf;
- 57(2)(g) to make decisions about daily living on behalf of the vulnerable person, including decisions regarding support services under Part 2.

This APPOINTMENT has been registered in accordance with section 33 of the *Act*. CONFIRMATION of this APPOINTMENT may be secured by contacting the Office of the Commissioner for Adults Living With an Intellectual Disability at the address and/or phone numbers set out above.

DATED this _____ day of _____, 20____.

Jacques Lafournaise
Commissioner for Adults Living with
an Intellectual Disability

SAMPLE



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APPOINTMENT DOCUMENT

SUBSTITUTE DECISION MAKER FOR PROPERTY

WHEREAS an Application has been made for the appointment of a substitute decision maker for the management of property of '*name of adult living with an intellectual disability*' pursuant to *The Adults Living with an Intellectual Disability Act*, S.M. 1993, c. 29 (the "Act");

AND WHEREAS the Commissioner for Adults Living with an Intellectual Disability has determined that the statutory criteria for the appointment of a substitute decision maker for the management of property of '*name of person*' have been satisfied;

NOW THEREFORE the Commissioner for Adults Living with an Intellectual Disability hereby APPOINTS:

«Names of Joint SDMs» as joint substitute decision makers for the management of property of '*name of person*'; and

«Name of Alternate SDM» to act as the alternate substitute decision maker for the management of property of '*name of person*' in the event of death or during the temporary absence of «Names of Joint SDMs».

This APPOINTMENT shall commence effective «EffectiveDate» and expire on «ExpiryDate» unless earlier terminated in accordance with the provisions of the *Act*.

Pursuant to subsection 92(2) of the *Act*, the following POWERS are hereby granted to «Names of Joint SDMs» and «Name of ALternate SDM»:

- 92(2)(a) to purchase, sell, dispose of, encumber or transfer personal property;
- 92(2)(f) to receive, deposit and invest money;
- 92(2)(g) to draw, accept and endorse bills of exchange and promissory notes, endorse bonds, debentures, coupons and other negotiable instruments and securities, and assign choses in action;
- 92(2)(n) to compromise or settle a debt owing by or to the vulnerable person;
- 92(2)(p) to represent the vulnerable person's interest with respect to any benefit to which the vulnerable person may be entitled to, including to make inquiries about and applications for such benefits and/or entitlements.

This APPOINTMENT is subject to the following TERMS AND CONDITIONS:

- 1. «Names of Joint SDMs» will file with the Commissioner, by «Date Opening Inventory is due» a true inventory and account of the an adult living with an intellectual disability's property, debts and liabilities which are under their power.**
- 2. «Names of Joint SDMs» will file with the Commissioner an annual accounting of the property, debts, liabilities, receipts and disbursements of the an adult living with an intellectual disability. The first annual accounting report will be for the one year period following the Commissioner's approval of the inventory as submitted in #1 above, and will be submitted no later than two months following the end of the reporting period. Subsequent reports will be submitted on a yearly basis thereafter.**
- 3. All monies which are received pursuant to power 92(2)(f) must be deposited or invested in the an adult living with an intellectual disability's name in a recognized Canadian financial institution that is registered to conduct business in Manitoba.**

This APPOINTMENT has been registered in accordance with section 33 of the *Act*. CONFIRMATION of this APPOINTMENT may be secured by contacting the Office of the Commissioner for Adults Living with an Intellectual Disability at the address and/or phone numbers set out above.

DATED this _____ day of _____, 20_____.

Jacques Lafournaise
Commissioner for Adults Living
With an Intellectual Disability