

PUBLIC TRUSTEE ACT  
CONSOLIDATION OF PUBLIC TRUSTEE REGULATIONS  
R.R.N.W.T. 1990,c.P-32

*(Current to: March 16, 2010)*

**AS AMENDED BY NORTHWEST TERRITORIES REGULATIONS:**

R-178-96

In force October 31, 1996

**AS AMENDED BY NUNAVUT REGULATIONS:**

R-005-2000

In force April 18, 2000

This consolidation is not an official statement of the law. It is an office consolidation prepared for convenience only. The authoritative text of regulations can be ascertained from the *Revised Regulations of the Northwest Territories, 1990* and the monthly publication of Part II of the *Northwest Territories Gazette* (for regulations made before April 1, 1999) and Part II of the *Nunavut Gazette* (for regulations made on or after April 1, 1999).

A copy of a regulation of Nunavut can be obtained from the Territorial Printer at the address below. The *Nunavut Gazette* and this consolidation are also available online at <http://www.justice.gov.nu.ca/english/legislation.html> but are not official statements of the law.

Any registered regulations not yet published in the *Nunavut Gazette* can be obtained through the Registrar of Regulations at the address below.

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## GLOSSARY OF TERMS USED IN CONSOLIDATIONS

### *Miscellaneous*

c.	means "chapter".
CIF	means "comes into force".
NIF	means "not in force".
s.	means "section" or "sections", "subsection" or "subsections", "paragraph" or "paragraphs".
Sch.	means "schedule".

### *Citation of Acts*

R.S.N.W.T. 1988,c.D-22	means Chapter D-22 of the <i>Revised Statutes of the Northwest Territories, 1988</i> .
R.S.N.W.T. 1988,c.10(Supp.)	means Chapter 10 of the Supplement to the <i>Revised Statutes of the Northwest Territories, 1988</i> . ( <i>Note: The Supplement is in three volumes.</i> )
S.N.W.T. 1996,c.26	means Chapter 26 of the 1996 Annual Volume of the Statutes of the Northwest Territories.
S.Nu. 2002,c.14	means Chapter 14 of the 2002 Annual Volume of the Statutes of Nunavut.

### *Citation of Regulations and other Statutory Instruments*

R.R.N.W.T. 1990,c.A-1	means Chapter A-1 of the <i>Revised Regulations of the Northwest Territories, 1990</i> .
R-005-98	means the regulation registered as R-005-98 in 1998. ( <i>Note: This is a Northwest Territories regulation if it is made before April 1, 1999, and a Nunavut regulation if it is made on or after April 1, 1999 and before January 1, 2000.</i> )
R-012-2003	means the regulation registered as R-012-2003 in 2003. ( <i>Note: This is a Nunavut regulation made on or after January 1, 2000.</i> )
SI-005-98	means the instrument registered as SI-005-98 in 1998. ( <i>Note: This is a Northwest Territories statutory instrument if it is made before April 1, 1999, and a Nunavut statutory instrument if it is made on or after April 1, 1999 and before January 1, 2000.</i> )
SI-012-2003	means the instrument registered as SI-012-2003 in 2003. ( <i>Note: This is a Nunavut statutory instrument made on or after January 1, 2000.</i> )

## PUBLIC TRUSTEE REGULATIONS

1. In these regulations,

"common fund" means the common fund referred to in the Act; (*fonds commun de placement*)

"investment pool" means the program administered by the Comptroller General for the consolidation and investment of cash on deposit in the bank accounts of the Government and participating public agencies. (*fonds commun de placement*) R-178-96,s.2.

2. Semi-annual fees for the management of the common fund shall be paid to the Consolidated Revenue Fund out of the excess interest earned by the investments in the common fund as follows:

- (a) on April 30 of each year, a fee shall be paid in an amount equal to 0.5% of the average of the common fund balances existing on that day and on the previous January 31;
- (b) on October 31 of each year, a fee shall be paid in an amount equal to 0.5% of the average of the common fund balances existing on that day and on the previous July 31.  
R-178-96,s.3.

3. The moneys deposited in the common fund shall be invested in securities authorized by the Comptroller General as provided in subsection 31(3) of the Act.

4. The rate of interest payable in respect of estates that have moneys in the common fund is determined by

- (a) determining the rate of interest earned by the investment pool for the month before the month for which the interest is to be paid;
- (b) subtracting one percentage point from the rate determined under paragraph (a); and
- (c) rounding the rate calculated under paragraph (b) to the nearest quarter of a per cent.  
R-005-2000,s.1.

5. **Repealed, R-178-96,s.4.**

6. The annual audit referred to in section 38 of the Act shall be done as at March 31 of each year.

7. The annual financial statements of the Public Trustee shall be in a form satisfactory to the Commissioner.