

PURELY

WILLS

Power of Attorney

A Power of Attorney is a legal way for someone to choose another person to make decisions for them if they can't do it themselves due to mental incapacity or illness.

It is crucial to set this up while still mentally capable, as it can't be established once a person has lost mental capacity.

There are 2 types :

Health and Welfare:

This gives power only once you have lost mental capacity to make decisions on things like:

- Daily Routine
- Medical Routine
- Moving into Care
- Life Sustaining Treatment

Property and Financial Affairs:

This gives power to make decisions about money and property such as:

- Managing Bank Accounts
- Paying Bills
- Collecting Pensions or Benefits
- Selling your Home

This can be used as soon as it's registered, with your permission

Choosing your Attorney

You can choose one or more people to be your attorney. If you choose one, you'll need to decide if you only want them to act together, jointly, or if you're happy for them to act independently of each other too

Your Attorney needs to be:

- Over 18
- Have mental capacity
- Not Bankrupt or subject to a Debt Relief Order if they're acting as an attorney for Property and Financial Affairs

You can appoint replacements if you choose, who can act if your main attorney isn't able to, and you're able to specify if you do not wish for them to make certain decisions, such as not being able to invest money, or make decisions on life sustaining treatment.