



2016 CHAPTER 18

PART 5

LASTING POWERS OF ATTORNEY

Appointment of attorneys and replacements

Appointment of attorneys: requirements as respects attorneys

101.—(1) A person appointed as an attorney by an instrument executed with a view to creating a lasting power of attorney (a “relevant instrument”) must be—

- (a) an individual who is 18 or over at the time the instrument is executed; or
- (b) if the instrument relates only to the donor’s property and affairs, either such an individual or a trust corporation.

(2) An individual who is bankrupt may not be appointed by a relevant instrument as an attorney in relation to the donor’s property and affairs.