



Powers of Attorney Act 1971

1971 CHAPTER 27

7 Execution of instruments etc. by donee of power of attorney.

[^{F1}(1) If the donee of a power of attorney is an individual, he may, if he thinks fit—

- (a) execute any instrument with his own signature, and]
- (b) do any other thing in his own name,

by the authority of the donor of the power; and any [^{F2}instrument executed or thing done in that manner shall, subject to subsection (1A) of this section, be as effective as if executed by the donee in any manner which would constitute due execution of that instrument by the donor or, as the case may be, as if done by the donee in the name of the donor].

[^{F3}(1A) Where an instrument is executed by the donee as a deed, it shall be as effective as if executed by the donee in a manner which would constitute due execution of it as a deed by the donor only if it is executed in accordance with section 1(3)(a) of the Law of Property (Miscellaneous Provisions) Act 1989.]

(2) For the avoidance of doubt it is hereby declared that an instrument to which subsection (3) . . . ^{F4} of section 74 of the ^{M1}Law of Property Act 1925 applies may be executed either as provided in [^{F5}that subsection] or as provided in this section.

^{F6}(3)

(4) This section applies whenever the power of attorney was created.

Textual Amendments

- F1** Words from the beginning of s. 7(1) to the end of para. (a) substituted by [Law of Property \(Miscellaneous Provisions\) Act 1989 \(c. 34, SIF 98:1\)](#), s. 1(8)(9)(11), **Sch. 1 para. 7(1)**
- F2** Words in s. 7(1) substituted (15.9.2005) by [Regulatory Reform \(Execution of Deeds and Documents\) Order 2005 \(S.I. 2005/1906\)](#), art. 1(1), **Sch. 1 para. 6**
- F3** S. 7(1A) inserted (15.9.2005) by [Regulatory Reform \(Execution of Deeds and Documents\) Order 2005 \(S.I. 2005/1906\)](#), art. 1(1), **Sch. 1 para. 7**
- F4** Words repealed by [Law of Property \(Miscellaneous Provisions\) Act 1989 \(c. 34, SIF 98:1\)](#), ss. 1(8)(9)(11), 4, **Sch. 1 para. 7(2)(a)**, **Sch. 2**

Changes to legislation: There are currently no known outstanding effects for the Powers of Attorney Act 1971, Section 7. (See end of Document for details)

- F5** Words substituted by Law of Property (Miscellaneous Provisions) Act 1989 (c. 34, SIF 98:1), s. 1(8)(9)(11), **Sch. 1 para. 7(2)(b)**
- F6** S. 7(3) repealed (15.9.2005) by Regulatory Reform (Execution of Deeds and Documents) Order 2005 (S.I. 2005/1906), art. 1(1), Sch. 1 para. 8, **Sch. 2**

Marginal Citations

- M1** 1925 c. 20.

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