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STATUTORY INSTRUMENTS

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**2015 No. 899**

**The Lasting Powers of Attorney, Enduring Powers of Attorney  
and Public Guardian (Amendment) Regulations 2015**

**Amendments to the 2007 Regulations**

9. For regulation 11, substitute—

**“Application for registration**

**11.**—(1) An application to the Public Guardian for the registration of an instrument intended to create a lasting power of attorney that is in Form LP1F or LP1H must be made by completion of Sections 12 and 13, the relevant parts of Section 14 and Section 15 of that Form.

(2) An application to the Public Guardian for the registration of an instrument intended to create a lasting power of attorney that is in a pre-July 2015 form must be made by using Form LP2 set out in Schedule 3 to these Regulations.

(3) An application to the Public Guardian for the registration of an instrument intended to create a lasting power of attorney where the application is a repeat application (“a reduced fee repeat application”) may only be made if—

- (a) the initial application for the registration of a lasting power of attorney is made on or after 1st October 2011;
- (b) the initial application was returned to the applicant as invalid;
- (c) the reduced fee repeat application is submitted for registration within three months of the date on which the initial application was returned to the applicant as invalid; and
- (d) the reduced fee for such applications applies.

(4) Where the initial application for the registration of the lasting power of attorney was made in accordance with paragraph (1) using Form LP1F or LP1H, a reduced fee repeat application must also be made by the completion of Form LP1F or LP1H as appropriate, including completion of the repeat application option in Section 14 of that Form.

(5) Where the initial application for the registration of the lasting power of attorney was made in accordance with paragraph (2) using a pre-July 2015 form, a reduced fee repeat application must be made by the completion of Form LP1F or LP1H as appropriate, including completion of the repeat application option in Section 14 of that Form.

(6) Where the instrument to be registered which is sent with the application is neither—

- (a) the original instrument intended to create the power; nor
- (b) a certified copy of it,

the Public Guardian must not register the instrument unless the court directs the Public Guardian to do so.

(7) In this regulation—

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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- (a) “pre-July 2015 form” means a valid instrument intended to create a lasting power of attorney that is not in Form LP1F or LP1H but that complies with these Regulations as they were in force immediately before 1st July 2015; and
- (b) “certified copy” means a photographic or other facsimile copy which is certified as an accurate copy by—
  - (i) the donor; or
  - (ii) a solicitor or notary.”