

Status: This version of this part contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the Powers of Attorney Act 2023, Part 2. (See end of Document for details)

PROSPECTIVE

SCHEDULE

LASTING POWERS OF ATTORNEY

PART 2

MINOR AND CONSEQUENTIAL AMENDMENTS

9 The Mental Capacity Act 2005 is amended as follows.

Commencement Information

I1 Sch. para. 9 not in force at Royal Assent, see [s. 3\(5\)](#)

10 In section 58(4) (functions of the Public Guardian), after paragraph (c) insert—
“(ca) the time at which such fees are to be paid.”.

Commencement Information

I2 Sch. para. 10 not in force at Royal Assent, see [s. 3\(5\)](#)

11 In section 65 (rules, regulations and orders), in subsection (1)(c), after “cases” insert “or purposes”.

Commencement Information

I3 Sch. para. 11 not in force at Royal Assent, see [s. 3\(5\)](#)

12 (1) Schedule 1 is amended as follows.

(2) In paragraph 5, for “11 to 14” substitute “10A to 13A”.

(3) In paragraph 9—

- (a) omit sub-paragraph (1);
- (b) in sub-paragraph (2), for “6, 7 or 8” substitute “7”.

(4) In paragraph 11(1)—

- (a) after “If” insert “, at the end of the period mentioned in paragraph 5,”;
- (b) for “an instrument accompanying an application under paragraph 4” substitute “the instrument to which an application under paragraph 4 relates”.

(5) In paragraph 13—

- (a) in sub-paragraph (1)(a), for “6, 7 or 8” substitute “7”;
- (b) in sub-paragraph (2), in the words before paragraph (a), for “person applying for the registration” substitute “donor or the donee (or, if more than one, any of them)”;

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(c) in sub-paragraph (3)(a), for “6, 7 or 8” substitute “7”.

(6) Omit paragraph 14 and the italic heading before it.

Commencement Information

I4 Sch. para. 12 not in force at Royal Assent, see [s. 3\(5\)](#)

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