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**Status:** This version of this cross heading contains provisions that are prospective.  
**Changes to legislation:** Mental Capacity Act (Northern Ireland) 2016, Cross Heading: Deputy already appointed is up to date with all changes known to be in force on or before 23 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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## SCHEDULES

PROSPECTIVE

### SCHEDULE 4

Lasting powers of attorney: formalities

#### **Part 2**

Registration

*Deputy already appointed*

- 12.**—(1) Sub-paragraph (2) applies if it appears to the Public Guardian that—
- (a) there is a deputy appointed by the court for the donor; and
  - (b) the powers conferred on the deputy would, if the instrument were registered, to any extent conflict with the powers conferred on the attorney.
- (2) The Public Guardian must not register the instrument unless directed by the court to do so.

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 285(2)(a)-(c) substituted for s. 285(2)(a)(b) by [2022 c. 18 \(N.I.\) Sch. 3 para. 77\(b\)](#)