
Status: Point in time view as at 01/10/2007.

Changes to legislation: Mental Capacity Act 2005, Paragraph 3 is up to date with all changes known to be in force on or before 18 May 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)

SCHEDULES

SCHEDULE 2

PROPERTY AND AFFAIRS: SUPPLEMENTARY PROVISIONS

Wills: requirements relating to execution

- 3 (1) Sub-paragraph (2) applies if under section 16 the court makes an order or gives directions requiring or authorising a person (“the authorised person”) to execute a will on behalf of P.
- (2) Any will executed in pursuance of the order or direction—
- (a) must state that it is signed by P acting by the authorised person,
 - (b) must be signed by the authorised person with the name of P and his own name, in the presence of two or more witnesses present at the same time,
 - (c) must be attested and subscribed by those witnesses in the presence of the authorised person, and
 - (d) must be sealed with the official seal of the court.

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