
Changes to legislation: There are currently no known outstanding effects for the Mental Capacity Act 2005, Paragraph 17. (See end of Document for details)

SCHEDULES

SCHEDULE 4

PROVISIONS APPLYING TO EXISTING ENDURING POWERS OF ATTORNEY

PART 5

LEGAL POSITION AFTER REGISTRATION

Cancellation of registration by Public Guardian

- 17 The Public Guardian must cancel the registration of an instrument creating an enduring power of attorney—
- (a) on receipt of a disclaimer signed by the attorney;
 - (b) if satisfied that the power has been revoked by the death or bankruptcy of the donor or attorney^{F1} or the making of a debt relief order (under Part 7A of the Insolvency Act 1986) in respect of the donor or attorney] or, if the attorney is a body corporate, by its winding up or dissolution;
 - (c) on receipt of notification from the court that the court has revoked the power;
 - (d) on confirmation from the court that the donor has revoked the power.

Textual Amendments

F1 Words in Sch. 4 para. 17(b) inserted (1.10.2012) by [The Tribunals, Courts and Enforcement Act 2007 \(Consequential Amendments\) Order 2012 \(S.I. 2012/2404\)](#), art. 1, [Sch. 2 para. 53\(6\)\(d\)](#) (with art. 5)

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