



Statutory Document No. 166/95

THE POWERS OF ATTORNEY ACT 1987

**THE ENDURING POWERS OF ATTORNEY (PRESCRIBED FORM)
(AMENDMENT) REGULATIONS 1995**

Approved by Tynwald

20th June 1995

Coming into operation

1st July 1995

In exercise of the powers conferred on the Clerk of the Rolls by section 2(2) of the Powers of Attorney Act 1987(a), and of all other enabling powers, the following Regulations are hereby made:

Citation and commencement

1. These Regulations may be cited as the Enduring Powers of Attorney (Prescribed Form) (Amendment) Regulations 1995 and, subject to section 2(4) of the Powers of Attorney Act 1987, shall come into operation on the 1st July 1995.

Amendment of the principal Regulations

2. (1) Regulation 2 of the Enduring Powers of Attorney (Prescribed Form) Regulations 1987(b) is amended as follows.

(2) In paragraph (1), for "(2) and (3)" substitute "(2) to (3A)".

(3) After paragraph (3) insert -

"(3A) An enduring power of attorney may, instead of complying with paragraphs (1) to (3), be in the appropriate form prescribed in England and Wales under the said Act of 1985, that is -

(a) in the case of a power executed before the 1st November 1987, the form set out in the Enduring Powers of Attorney (Prescribed Form) Regulations 1986(c);

(a) 1987 c.5 (b) GC 355/87 (c) SI 1986/126

- (b) in the case of a power executed on or after the 1st November 1987 but before the 31st July 1990, the form set out in the Enduring Powers of Attorney (Prescribed Form) Regulations 1987(d);
- (c) in the case of a power executed on or after the 31st July 1990, the form set out in the Enduring Powers of Attorney (Prescribed Form) Regulations 1990(e);

executed in accordance with, and incorporating all the explanatory information and relevant marginal notes required by, the regulations in question."

MADE 26th April 1995

J. W. Corrin

Her Majesty's First Deemster
and Clerk of the Rolls

(d) SI 1987/1612 (e) SI 1990/1376

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These Regulations amend the Enduring Powers of Attorney (Prescribed Form) Regulations 1987 so that a power of attorney may be valid as an enduring power of attorney (that is, one which may remain in force even if the donor becomes incapacitated) if it is in the form required under the corresponding legislation in force in England and Wales.