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MENTAL CAPACITY ACT 2008 (ACT 22 OF 2008)

MENTAL CAPACITY REGULATIONS 2010

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In exercise of the powers conferred by sections 31(3) and (4) and 46 of the Mental Capacity Act 2008, the Minister for Community Development, Youth and Sports hereby makes the following Regulations:

PART I
PRELIMINARY

Citation and commencement

1. These Regulations may be cited as the Mental Capacity Regulations 2010 and shall come into operation on 1st March 2010.

Definitions

2. In these Regulations —

“care facility” means —

- (a) any day centre or home for the disabled or the aged;
or
- (b) any welfare, nursing, rehabilitation or convalescent home;

[S 531/2018 wef 01/09/2018]

“certified copy” means a document certified by the Public Guardian under paragraph 15 of the First Schedule to the Act as a copy of an instrument intended to create a lasting power of attorney and registered under that Schedule;

[S 524/2014 wef 01/09/2014]

“family member”, in relation to a person, means —

- (a) a spouse of the person;
- (b) a child of the person, including an adopted child and a step-child;
- (c) a father or mother of the person;
- (d) a father-in-law or mother-in-law of the person;
- (e) a brother or sister of the person; or
- (f) any other individual who is related by blood or marriage and who is living in the same household as the person;

“LPA Certificate”, in relation to an instrument made with a view to creating a lasting power of attorney, means the certificate

which is required to be included in the instrument by virtue of paragraph 2(1)(e) of the First Schedule to the Act;

[Deleted by S 524/2014 wef 01/09/2014]

“prescribed information”, in relation to any instrument intended to create a lasting power of attorney, means the information contained in the prescribed form used for the instrument which appears under the heading “Prescribed Information”;

“Public Guardian’s website” means the Internet website of the Public Guardian at <http://www.publicguardian.gov.sg>;

[S 524/2014 wef 01/09/2014]

“Visitor” means a member of the Board of Visitors appointed under section 35 of the Act.

Minimal differences from prescribed forms

3. In these Regulations, any reference to a form in the case of a form set out in the Schedule or at the Public Guardian’s website, is to be regarded as also including —

- (a) a form to the same effect but which differs in an immaterial respect in form or mode of expression; or
- (b) a form to the same effect but with such variations as the circumstances may require or the court or the Public Guardian may approve.

[S 524/2014 wef 01/09/2014]

PART II

LASTING POWERS OF ATTORNEY

Forms for lasting powers of attorney

4.—(1) The 2 forms set out in the Schedule are the forms which are to be used for instruments intended to create a lasting power of attorney.

[S 524/2014 wef 01/09/2014]

(2) A donor may use any one of the forms to create a lasting power of attorney.

Persons other than individuals who can be appointed property and affairs donees

5. For the purpose of paragraph (a) of the definition of “professional donee” in section 2(1) of the Act, licensed trust companies within the meaning of section 2 of the Trust Companies Act (Cap. 336) are prescribed persons who may be appointed as a donee of a lasting power of attorney in respect of a donor’s property and affairs.

[S 531/2018 wef 01/09/2018]

6. *[Deleted by S 524/2014 wef 01/09/2014]*

Persons who may provide LPA Certificate

7.—(1) Subject to paragraph (2), the following persons may give an LPA Certificate:

- (a) a legally qualified medical practitioner who is registered as specialists in psychiatry under the Medical Registration Act (Cap. 174);
- (b) a legally qualified medical practitioner who is accredited by the Public Guardian to issue LPA Certificates; and
- (c) an advocate and solicitor of the Supreme Court who has in force a practising certificate under the Legal Profession Act (Cap. 161).

(2) A person is disqualified from giving an LPA Certificate in respect of any instrument intended to create a lasting power of attorney if that person is —

- (a) a family member of the donor;
- (b) a donee of that power;
- (c) a donee of any other lasting power of attorney which has been executed by the donor (whether or not it has been revoked);
- (d) a family member of a donee within sub-paragraphs (b) and (c);

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- (e) a director or an employee of a person other than an individual acting as a donee within sub-paragraphs (b) and (c);
 - (f) a business partner or an employee of —
 - (i) the donor; or
 - (ii) a donee within sub-paragraphs (b) and (c);
 - (g) an owner, a director, a manager or an employee of any care facility where the donor lives or is cared for when the instrument is executed; or
 - (h) a family member of a person within sub-paragraph (g).
- (3) For the purposes of paragraph (2), “donee” includes a “replacement donee”.

Execution of instrument

8.—(1) An instrument intended to create a lasting power of attorney must be executed in accordance with this regulation and any requirements and instructions in the form used by the donor under regulation 4(2).

(2) The donor must read (or have read to him) all the prescribed information.

(3) As soon as reasonably practicable after the steps required by paragraph (2) have been taken, the donor must —

- (a) complete Parts 1, 2 and 3 of the instrument that apply to him (or direct another person to do so); and

[S 524/2014 wef 01/09/2014]

- (b) sign Part 1B of the instrument in the presence of a witness, who shall be the person giving the LPA Certificate for that instrument.

[S 524/2014 wef 01/09/2014]

(4) As soon as reasonably practicable after the steps required by paragraph (3) have been taken, the person giving the LPA Certificate must complete the LPA Certificate at Part 4 of the instrument and sign it.

[S 524/2014 wef 01/09/2014]

(5) The donee or, if more than one, each of the donees (including any replacement donee), must read (or have read to him) all the prescribed information.

(6) As soon as reasonably practicable after the steps required by paragraph (5) have been taken, the donee or, if more than one, each of them (including any replacement donee) —

(a) must complete Part 2 of the instrument that apply to him (or direct another person to do so); and

[S 524/2014 wef 01/09/2014]

(b) must sign Part 2 of the instrument in the presence of a witness.

[S 524/2014 wef 01/09/2014]

(7) Where a translator has assisted the donor in the execution of the instrument, the translator must —

(a) sign Part 1B of the instrument; and

(b) give his full name and the number of the identity card issued to him under the National Registration Act (Cap. 201) if any, or the number of his passport or other official identification document.

[S 524/2014 wef 01/09/2014]

(7A) Where a translator has assisted the donee in the execution of the instrument, the translator must witness the donee's signature.

[S 524/2014 wef 01/09/2014]

(7B) After the steps required by paragraphs (2) to (7A) have been taken, the donor must sign at the end of each page of the instrument.

[S 524/2014 wef 01/09/2014]

(8) For the purposes of this regulation —

(a) the donor may not witness any signature required for the power; and

(b) a donee may not witness any signature required for the power.

(9) A person witnessing a signature must —

(a) sign the instrument; and

- (b) give his full name and the number of the identity card issued to him under the National Registration Act (Cap. 201) if any, or the number of his passport or other official identification document.

[S 524/2014 wef 01/09/2014]

(10) Any reference in this regulation to a person signing an instrument (however expressed) includes his signing it by means of a mark or thumbprint made on the instrument at the appropriate place.

(11) The instrument may not be executed in an electronic form or by electronic means.

9. *[Deleted by S 524/2014 wef 01/09/2014]*

Application for registration

10.—(1) The form which must be used for making an application to the Public Guardian for the registration of an instrument intended to create a lasting power of attorney is that which is set out at the Public Guardian's website.

[S 524/2014 wef 01/09/2014]

(2) An application for registration must be received by the Public Guardian within 6 months from the date the donor signs the instrument, unless the Public Guardian is satisfied that there is good reason for the delay.

[S 524/2014 wef 01/09/2014]

(3) An application for registration must be accompanied by the original instrument intended to create the power and the appropriate fee.

(4) Where the instrument to be registered which is sent with the application is not the original instrument intended to create the power, the Public Guardian must not register the instrument unless the court directs him to do so.

(5) An application for registration may not be made by electronic means.

Period to elapse before registration in cases not involving objection or defect

11. The period at the end of which the Public Guardian must register an instrument in accordance with paragraph 4(5) of the First Schedule to the Act is the period of 6 weeks beginning with —

- (a) the date on which the Public Guardian gave the notice or notices under paragraph 6 or 7 of the First Schedule to the Act of receipt of an application for registration; or
- (b) if such notices were given on more than one date, the latest of those dates.

Notice of receipt of application for registration

12.—(1) The form of notice which the Public Guardian must give to the donee (or donees) when the Public Guardian receives an application from a donor for the registration of a lasting power of attorney is that which is set out at the Public Guardian’s website.

(2) The form of notice which the Public Guardian must give to the donor when the Public Guardian receives an application from a donee (or donees) for the registration of a lasting power of attorney is that which is set out at the Public Guardian’s website.

[S 524/2014 wef 01/09/2014]

Objection to registration: notice to Public Guardian to be given by donee

13.—(1) This regulation deals with any objection to the registration of an instrument as a lasting power of attorney which is to be made to the Public Guardian by the donee of the power.

[S 524/2014 wef 01/09/2014]

(2) Where the donee of the power —

- (a) is entitled to receive notice under paragraph 6 or 7(2) of the First Schedule to the Act of an application for the registration of the instrument; and

[S 524/2014 wef 01/09/2014]

- (b) wishes to object to registration on a ground set out in paragraph 12(1) of the First Schedule to the Act,

he must do so by the date specified in the notice.

[S 524/2014 wef 01/09/2014]

- (3) A notice of objection must be given in writing, setting out —
- (a) the name and address of the objector;
 - (b) the name and address of the donor of the power;
 - (c) if known, the name and address of the donee (or donees);
and
 - (d) the ground for making the objection.

(4) The Public Guardian must notify the objector as to whether he is satisfied that the ground of the objection is established.

(5) At any time after receiving the notice of objection and before giving the notice required by paragraph (4), the Public Guardian may require the objector to provide such further information, or produce such documents, as the Public Guardian reasonably considers necessary to enable him to determine whether the ground for making the objection is established.

- (6) Where —
- (a) the Public Guardian is satisfied that the ground of the objection is established; but
 - (b) by virtue of section 15(6) of the Act, the instrument is not revoked,

the notice under paragraph (4) must contain a statement to that effect.

(7) Nothing in this regulation prevents an objector from making a further objection under paragraph 12 of the First Schedule to the Act where —

- (a) the notice under paragraph (4) indicates that the Public Guardian is not satisfied that the particular ground of objection to which that notice relates is established; and
- (b) the date specified in the notice under paragraph (2) has not expired.

Objection to registration: notice to Public Guardian to be given by donor

14.—(1) This regulation deals with any objection to the registration of an instrument as a lasting power of attorney which is to be made to the Public Guardian by the donor of the power.

(2) Where the donor of the power —

(a) is entitled to receive notice under paragraph 7 of the First Schedule to the Act of an application for the registration of the instrument; and

(b) wishes to object to the registration,

he must do so before the date specified in the notice.

(3) The donor of the power must give notice of his objection in writing to the Public Guardian, setting out —

(a) the name and address of the donor of the power;

(b) if known, the name and address of the donee (or donees); and

(c) the ground for making the objection.

Objection to registration: application to court

15.—(1) This regulation deals with any objection to the registration of an instrument as a lasting power of attorney which is to be made to the court.

(2) The grounds for making an application to the court are —

(a) that one or more of the requirements for the creation of a lasting power of attorney have not been met;

(b) that the power has been revoked, or has otherwise come to an end, on a ground other than the grounds set out in paragraph 12(1) of the First Schedule to the Act;

(c) any of the grounds set out in paragraph (a) or (b) of section 17(3) of the Act.

(3) Where any person —

(a) is entitled to receive notice under paragraph 6 or 7 of the First Schedule to the Act of an application for the registration of the instrument; and

[S 524/2014 wef 01/09/2014]

(b) wishes to object to registration on one or more of the grounds set out in paragraph (2),

he must make an application to the court by the date specified in the notice.

(4) The notice of an application to the court, which a person making an objection to the court is required to give to the Public Guardian under paragraph 12(3)(b)(ii) of the First Schedule to the Act, must be in writing.

Notifying applicants of non-registration of lasting power of attorney

16. Where the Public Guardian is prevented from registering an instrument as a lasting power of attorney by virtue of —

(a) paragraph 10(1) of the First Schedule to the Act (instrument not made in accordance with Schedule);

(b) paragraph 11(2) of that Schedule (deputy already appointed);

(c) paragraph 12(2) of that Schedule (objection by donee on grounds of bankruptcy, disclaimer, death, etc.);

[S 524/2014 wef 01/09/2014]

(d) paragraph 13(2) of that Schedule (objection by donor); or

(e) regulation 10(3) (application for registration not accompanied by original instrument),

he must notify the person (or persons) who applied for registration of that fact.

Notice to be given on registration of lasting power of attorney

17.—(1) Where the Public Guardian registers an instrument as a lasting power of attorney, he must —

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- (a) retain a copy of the instrument; and
 - (b) return to the person (or persons) who applied for registration the original instrument which accompanied the application for registration.

(2) The form of notice which the Public Guardian must give to the donor and donee (or donees) when the Public Guardian registers an instrument as a lasting power of attorney is that which is set out at the Public Guardian's website.

[S 524/2014 wef 01/09/2014]

Changes to instrument registered as lasting power of attorney

18.—(1) This regulation applies in any case where any of paragraphs 20 to 23 of the First Schedule to the Act requires the Public Guardian to attach a note to an instrument registered as a lasting power of attorney.

(2) The Public Guardian must give a notice to the donor and the donee (or, if more than one donee, each of the donees) requiring them to deliver to the Public Guardian —

- (a) the original of the instrument that was sent to the Public Guardian for registration;
- (b) any office copy of that registered instrument; and
- (c) any certified copy of that registered instrument.

[S 524/2014 wef 01/09/2014]

(3) The Public Guardian may give a notice to any other person who has in his possession the documents referred to in paragraph (2), requiring him to deliver them to the Public Guardian.

(4) On receipt of the document, the Public Guardian must —

- (a) attach the required note; and
- (b) return the document to the person from whom it was obtained.

Loss or destruction of instrument registered as lasting power of attorney

19.—(1) This regulation applies where —

(a) a person is required by or under the Act to deliver to the Public Guardian any of the following documents:

(i) an instrument registered as a lasting power of attorney;

(ii) an office copy of that registered instrument;

(iii) a certified copy of that registered instrument; and

[S 524/2014 wef 01/09/2014]

(b) the document has been lost or destroyed.

(2) The person required to deliver the document must provide to the Public Guardian a statutory declaration setting out —

(a) if known, the date of the loss or destruction and the circumstances in which it occurred;

(b) otherwise, a statement of when he last had the document in his possession.

[S 524/2014 wef 01/09/2014]

Disclaimer of appointment by donee of lasting power of attorney

20.—(1) The form which a donee (including a replacement donee) of an instrument registered as a lasting power of attorney must use to disclaim his appointment as donee is that which is set out at the Public Guardian's website.

[S 524/2014 wef 01/09/2014]

(2) The donee must send —

(a) the completed form to the donor; and

(b) a copy of it to —

(i) the Public Guardian; and

(ii) any other donee who, for the time being, is appointed under the power.

Revocation by donor of lasting power of attorney

21.—(1) A donor who revokes a lasting power of attorney must —

- (a) notify the Public Guardian that he has done so; and
- (b) notify the donee (or, if more than one, each of them) of the revocation.

(2) Where the Public Guardian receives a notice under paragraph (1)(a), he must cancel the registration of the instrument creating the power if he is satisfied that the donor has taken such steps as are necessary in law to revoke it.

(3) The Public Guardian may require the donor to provide such further information, or produce such documents, as the Public Guardian reasonably considers necessary to enable him to determine whether the steps necessary for revocation have been taken.

(4) Where the Public Guardian cancels the registration of the instrument, he must notify —

- (a) the donor; and
- (b) the donee, or if more than one, each of them.

Revocation of lasting power of attorney on death of donor

22.—(1) The Public Guardian must cancel the registration of an instrument as a lasting power of attorney if he is satisfied that the power has been revoked as a result of the donor's death.

(2) Where the Public Guardian cancels the registration of an instrument, he must notify the donee or, if more than one, each of them.

Donor to inform Public Guardian of certain events

23. A donor of a lasting power of attorney who does not lack capacity must notify the Public Guardian within 14 days of any event that revokes the lasting power of attorney or the appointment of any of the donees.

Donee to inform Public Guardian of certain events

24. A donee of a lasting power of attorney must inform the Public Guardian within 14 days of any event that terminates his appointment or revokes his powers (in whole or in part).

PART III**FUNCTIONS OF PUBLIC GUARDIAN****Establishing and maintaining registers**

25.—(1) In this Part, “the registers” means —

- (a) the register of lasting powers of attorney;
[S 531/2018 wef 01/09/2018]
- (b) the register of court orders appointing deputies; and
[S 531/2018 wef 01/09/2018]
- (c) the register of professional deputies,
[S 531/2018 wef 01/09/2018]

which the Public Guardian must establish and maintain.

(2) On each register the Public Guardian may include —

- (a) such descriptions of information about a registered instrument or a registered order as the Public Guardian considers appropriate;
[S 531/2018 wef 01/09/2018]
- (b) entries which relate to an instrument or order for which registration has been cancelled; and
[S 531/2018 wef 01/09/2018]
- (c) such information, as the Public Guardian considers appropriate, on professional deputies.
[S 531/2018 wef 01/09/2018]

Disclosure of information on register: search by Public Guardian

26.—(1) Any person may, by an application made under paragraph (2), request the Public Guardian to carry out a search of one or more of the registers.

(2) An application must be in the form and manner required by the Public Guardian and must —

(a) state —

- (i) the register or registers to be searched;
- (ii) the name of the person to whom the application relates; and
- (iii) such other details about that person as the Public Guardian may require for the purpose of carrying out the search; and

(b) be accompanied by the appropriate fee.

(3) The search shall be confined to such information as the Public Guardian considers appropriate.

Application for certified copy of instrument registered under Act as lasting power of attorney by donor or donee

27. A person may, on application to the Public Guardian and on payment of the prescribed fee, obtain a certified copy of an instrument registered under the Act as a lasting power of attorney of which the person is the donor or a donee.

[S 524/2014 wef 01/09/2014]

Application for certified copy of instrument registered under Act as lasting power of attorney by other persons

28.—(1) This regulation applies in any case where there is an instrument registered under the Act as a lasting power of attorney concerning a person (“P”) and regulation 27 is not applicable.

(2) On receipt of an application with the prescribed fee by a person for a certified copy of an instrument registered under the Act as a lasting power of attorney made in accordance with paragraph (3), the Public Guardian may, if he considers that there is good reason to do so, furnish a certified copy of the registered instrument to the applicant.

(3) An application must be made in the form and manner required by the Public Guardian, and state —

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- (a) the name of P;
 - (b) the reasons for making the application; and
 - (c) what steps, if any, the applicant has taken to obtain a copy of the instrument from P.
- (4) The Public Guardian may require the applicant to provide any further information or documents to enable the Public Guardian to determine the application.
- (5) In determining whether to furnish a certified copy of the registered instrument to the applicant, the Public Guardian may in his discretion consider any relevant facts, including —
- (a) the connection between P and the applicant;
 - (b) the reasons for requesting the information (in particular, why the information cannot or should not be obtained directly from P);
 - (c) the benefit to P, or any detriment he may suffer, if a disclosure is made; and
 - (d) any detriment that another person may suffer if a disclosure is made or not made.

Persons required to give security for discharge of their functions

29.—(1) This regulation applies in any case where the court orders a person (“S”) to give to the Public Guardian security for the discharge of his functions.

(2) The security must be given by S in such form and manner as the court may direct.

(3) S complies with the requirement to give security only if the Public Guardian is satisfied that all the requirements imposed by the court in relation to the giving of security have been met.

Enforcement following court order of endorsed security

30.—(1) This regulation applies to any security given to the Public Guardian in respect of which an enforcement has been provided.

(2) Where the court orders the enforcement of the security, the Public Guardian must notify the court when payment has been made of the amount secured.

Content of reports

31.—(1) Any report which the court requires a deputy to submit to the Public Guardian must include such material as the court may direct.

(2) The report must also contain or be accompanied by —

- (a) specified information or information of a specified description; or
- (b) specified documents or documents of a specified description.

(3) Where powers as respects a person's property and affairs are conferred on a deputy under section 20 of the Act, the information specified by the Public Guardian under paragraph (2) may include accounts which —

- (a) deal with specified matters; and
- (b) are provided in a specified form.

(4) The Public Guardian may require any information provided to be verified or any document produced to be authenticated.

(5) In this regulation, “specified” means specified in a notice in writing given to the deputy by the Public Guardian.

Power to require final report on termination of appointment

32.—(1) This regulation applies where —

- (a) the person on whose behalf a deputy was appointed to act has died;
- (b) the deputy has died;
- (c) the court has made an order discharging the deputy; or
- (d) the deputy otherwise ceases to be under a duty to discharge the functions to which his appointment relates.

(2) The Public Guardian may require the deputy (or, in the case of the deputy's death, his personal representatives) to submit a final report on the discharge of his functions.

(3) A final report must be submitted —

(a) before the end of such reasonable period as may be specified; and

(b) at such place as may be specified.

(4) Where the Public Guardian is dissatisfied with any aspect of the final report, he may apply to the court for an appropriate remedy (including enforcement of security given by the deputy).

(5) In this regulation, “specified” means specified in a notice in writing given to the deputy or his personal representatives by the Public Guardian.

Power to require information from deputies

33.—(1) This regulation applies in any case where —

(a) the Public Guardian has received representations (including complaints) about —

(i) the way in which a deputy is exercising his powers;
or

(ii) any failure to exercise them; or

(b) it appears to the Public Guardian that there are other circumstances which —

(i) give rise to concerns about, or dissatisfaction with, the conduct of the deputy (including any failure to act); or

(ii) otherwise constitute good reason to seek information about the deputy's discharge of his functions.

(2) The Public Guardian may require the deputy —

(a) to provide specified information or information of a specified description; or

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- (b) to produce specified documents or documents of a specified description.
 - (3) The information or documents must be provided or produced —
 - (a) before the end of such reasonable period as may be specified; and
 - (b) at such place as may be specified.
 - (4) The Public Guardian may require any information provided to be verified or any document produced to be authenticated.
 - (5) In this regulation, “specified” means specified in a notice in writing given to the deputy by the Public Guardian.

Right of deputy to require review of decisions made by Public Guardian

34.—(1) A deputy may require the Public Guardian to reconsider any decision he has made in relation to the deputy.

(2) The right under paragraph (1) is exercisable by giving notice of exercise of the right to the Public Guardian before the end of the period of 14 days beginning with the date on which notice of the decision is given to the deputy.

- (3) The notice of exercise of the right must —
 - (a) state the grounds on which reconsideration is required; and
 - (b) contain or be accompanied by any relevant information or documents.

(4) At any time after receiving the notice and before reconsidering the decision to which it relates, the Public Guardian may require the deputy to provide him with such further information, or to produce such documents, as he reasonably considers necessary to enable him to reconsider the matter.

- (5) The Public Guardian must give to the deputy —
 - (a) written notice of his decision on reconsideration; and
 - (b) if he upholds the previous decision, a statement of his reasons.

Applications to court

35. The Public Guardian has the function of making applications to the court in connection with his functions under the Act in such circumstances as he considers it necessary or appropriate to do so.

Visits by Visitor at direction of Public Guardian

36.—(1) This regulation applies where the Public Guardian directs a Visitor to visit any person under any provision of the Act or these Regulations.

(2) Where the visit is to be carried out by a Visitor —

(a) the Public Guardian may —

(i) give such directions to the Visitor; and

(ii) provide him with such information concerning the person to be visited,

as the Public Guardian considers necessary for the purposes of enabling the visit to take place and the Visitor to prepare any report the Public Guardian may require; and

(b) the Visitor must seek to carry out the visit and take all reasonable steps to obtain such other information as he considers necessary for the purpose of preparing a report.

(3) A Visitor must submit any report requested by the Public Guardian in accordance with any timetable specified by the Public Guardian.

(4) If he considers it appropriate to do so, the Public Guardian may, in relation to any person interviewed in the course of preparing a report —

(a) disclose the report to him; and

(b) invite him to comment on it.

Functions in relation to persons carrying out specific transactions

37.—(1) This regulation applies where, in accordance with an order made under section 20(2)(a) of the Act, a person (“T”) has been authorised to carry out any transaction for a person who lacks capacity.

(2) The Public Guardian has the functions of —

(a) receiving any reports from T which the court may require; and

(b) dealing with representations (including complaints) about —

(i) the way in which the transaction has been or is being carried out; or

(ii) any failure to carry it out.

(3) Regulations 31, 32 and 33 have effect in relation to T as they have effect in relation to a deputy.

Power to require information from donees of lasting power of attorney

38.—(1) This regulation applies where it appears to the Public Guardian that there are circumstances suggesting that the donee of a lasting power of attorney may —

(a) have behaved, or may be behaving, in a way that contravenes his authority or is not in the best interests of the donor of the power;

(b) be proposing to behave in a way that would contravene that authority or would not be in the donor’s best interests; or

(c) have failed to comply with the requirements of an order made, or directions given, by the court.

(2) The Public Guardian may require the donee —

(a) to provide specified information or information of a specified description; or

-
-
- (b) to produce specified documents or documents of a specified description.
- (3) The information or documents must be provided or produced —
- (a) before the end of such reasonable period as may be specified; and
- (b) at such place as may be specified.
- (4) The Public Guardian may require —
- (a) any information provided to be verified in such manner; or
- (b) any document produced to be authenticated in such manner,
- as he may require.
- (5) In this regulation, “specified” means specified in a notice in writing given to the donee by the Public Guardian.

THE SCHEDULE

FORM 1

Regulation 4

THE SCHEDULE — *continued*
 MENTAL CAPACITY ACT 2008
 (CHAPTER 177A)

OFFICE OF THE
**PUBLIC
 GUARDIAN**

**LASTING POWER OF ATTORNEY
 FORM 1 (2014)**

Hotline: 1800-226-6222
 Website: www.publicguardian.gov.sg

PRESCRIBED INFORMATION

*Important
 Information
 You Must
 Read*

Purpose of the lasting power of attorney

1. A lasting power of attorney is a legal document that gives authority to the person you appoint (called your "donee") to make decisions and act for you when you lack mental capacity. You may authorise your donee(s) to make decisions about your
 - personal welfare (which may include health care) and/or
 - property and affairs (including financial matters).
2. This is the lasting power of attorney (LPA) Form 1. It gives your donee very wide powers. Your donee may act as fully as you can, subject to basic restrictions set out in the lasting power of attorney and the Mental Capacity Act (Cap. 177A) ("the Act"). If you do not want to give such wide powers and want to give restricted or specific powers instead, you should use LPA Form 2 (which has to be drafted by a lawyer).

This document must be registered

3. This document must be registered with the Office of the Public Guardian (OPG). The application to register must be made in the prescribed form within 6 months from the date you (the person giving the power) sign this document.

When your donee can act for you

4. Your donee can use the lasting power of attorney only after it has been registered and only where you lack mental capacity or your donee reasonably believes you lack such capacity.

What your donee can and cannot do

5. Your donee's authority is governed by the terms of this document and the provisions of the Act.
6. Your donee must follow the principles of the Act, which include the principle that your donee must act in your best interests.
7. Your donee cannot make certain decisions as provided in the Act, such as make a will on your behalf.
8. Guidance about the Act is found in the Mental Capacity Act Code of Practice, which is available from the OPG or at www.publicguardian.gov.sg. Your donee must have regard to the Code of Practice.

Revoking (terminating) the lasting power of attorney

9. You can revoke your lasting power of attorney at any time as long as you have mental capacity to do so. You must inform your donee in writing so he/she will know you have terminated his/her authority. You must also inform the Public Guardian in writing for the registration of the lasting power of attorney to be cancelled.

FOR OFFICIAL USE

LPA Reference Number	Registration Number	Date Registered

Signature of Donor

Sign Here Page 1 of 8

THE SCHEDULE — *continued*

<p style="font-size: small; margin: 0;">OFFICE OF THE PUBLIC GUARDIAN</p>	<p style="font-size: large; margin: 0;">LASTING POWER OF ATTORNEY FORM 1 (2014)</p>	<p style="font-size: x-small; margin: 0;">Hotline: 1800-225-6222 Website: www.publicguardian.gov.sg</p>
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PART 1 DONOR'S PARTICULARS AND STATEMENT

PART 1A
*Particulars
of Donor*

Full name as in ID _____

ID type	ID number
*NRIC / Passport (*Delete as appropriate)	
Country of issue	Date of birth (dd/mm/yyyy)

PART 1B
*Statement
by Donor*

1. I have read the Prescribed Information or it has been read to me and I confirm that all the particulars in this form are correct.
2. I appoint the person(s) mentioned in Part 2 as donee(s) and/or replacement donee with authority to make the decisions and act for me as mentioned in Part 3 of this document in circumstances where I lack mental capacity or where my donee reasonably believes I lack mental capacity.
3. I intend that my replacement donee (if applicable) shall replace my donee according to the terms of this lasting power of attorney when any of the events mentioned in section 15(5) of the Act, which terminates the appointment of that donee, occurs.
4. I am 21 years or older and am not an undischarged bankrupt (where my donee has authority to make property and affairs decisions).
5. I revoke any previous lasting power of attorney executed by me (if any), whether in respect of my personal welfare or property and affairs or both, with effect from the date that this instrument is registered by the Public Guardian, and I will inform the donee or donees in writing about the revocation accordingly.

Signed and sealed by the donor as a deed and delivered

Signature of the donor _____

Signature of certificate issuer as witness	Date signed
--	-------------



Particulars of translator who read and translated the contents of this instrument to the donor

Name of translator _____

ID type	ID number
*NRIC / Passport (*Delete as appropriate)	
Signature of translator	Date signed

Please tick box if translator is certificate issuer

Language/dialect translated in _____

FOR OFFICIAL USE

LPA Reference Number

Signature of Donor
Sign Here Page 2 of 8

THE SCHEDULE — *continued*

OFFICE OF THE
**PUBLIC
GUARDIAN**

**LASTING POWER OF ATTORNEY
FORM 1 (2014)**

Hotline: 1800-228-6222
Website: www.publicguardian.gov.sg

PART 2**DONEE'S AND REPLACEMENT DONEE'S STATEMENT AND PARTICULARS**

PART 2A
*Statement
by Donee*

1. I have read the Prescribed Information or it has been read to me.
2. I understand the duties imposed on a donee of a lasting power of attorney under sections 3 (the principles) and 6 (best interests) of the Act.
3. I must have regard to the Mental Capacity Act Code of Practice.
4. I shall inform the Public Guardian if any of the following events, which terminates my appointment or power, occurs:
 - (a) I disclaim my appointment as donee;
 - (b) I am made a bankrupt (where I have authority to make property and affairs decisions);
 - (c) My marriage to the donor is dissolved or annulled (if I am the donor's spouse).
5. I will replace an original donee that I am appointed to replace if the appointment of the original donee is terminated and I am still eligible to act as a donee (applicable to replacement donee only).
6. By signing, I consent to be appointed as a donee/replacement donee (where applicable).

PART 2B
*Particulars
of *Only / 1st
Donee*
*(*Delete as
appropriate)*

Full name as in ID

ID type

ID number

*NRIC / Passport (*Delete as appropriate)

Country of Issue

Date of birth (dd/mm/yyyy)

Authorised to make decisions about (please tick one box only)

- personal welfare only
 property and affairs only
 both personal welfare and property and affairs

FOR OFFICIAL USE

LPA Reference Number

Signature of Donor

Sign Here

Page 3 of 8

THE SCHEDULE — continued

OFFICE OF THE PUBLIC GUARDIAN **LASTING POWER OF ATTORNEY FORM 1 (2014)** Hotline: 1800-226-6222 Website: www.publicguardian.gov.sg

Signed and sealed by the donee as a deed and delivered

Signature of the donee If I have read the Prescribed Information on page 1 and agree with paragraphs 2 to 6 of Part 2A on page 3 of this instrument.

Signature of witness Date signed



Particulars of witness

Name of witness

ID type ID number

**NRIC / Passport (Delete as appropriate)*

Please tick box if translation of the contents of this instrument was given by the witness. Language/dialect translated in

PART 2C
Particulars of 2nd Donee
(Optional. To strike out this portion if not applicable.)

Full name as in ID

ID type ID number

**NRIC / Passport (Delete as appropriate)*

Country of issue Date of birth (dd/mm/yyyy)

Authorised to make decisions about (please tick one box only)

personal welfare only

property and affairs only

both personal welfare and property and affairs

Signed and sealed by the donee as a deed and delivered

Signature of the donee If I have read the Prescribed Information on page 1 and agree with paragraphs 2 to 6 of Part 2A on page 3 of this instrument.

Signature of witness Date signed



Particulars of witness

Name of witness

ID type ID number

**NRIC / Passport (Delete as appropriate)*

Please tick box if translation of the contents of this instrument was given by the witness. Language/dialect translated in

FOR OFFICIAL USE

LPA Reference Number

Signature of Donor

Sign Here Page 4 of 8

THE SCHEDULE — *continued*

OFFICE OF THE
**PUBLIC
GUARDIAN**

**LASTING POWER OF ATTORNEY
FORM 1 (2014)**

Hotline: 1800-226-6222
Website: www.publicguardian.gov.sg

PART 2D

*Particulars of
Replacement
Donee*

*(Optional. To strike
out this portion if not
applicable.)*

Full name as in ID

ID type

ID number

*NRIC / Passport. (*Delete as appropriate)

Country of Issue

Date of birth (dd/mm/yyyy)

Replacement donee is to replace (please tick one box only)

- any donee that needs replacing
 any personal welfare donee that needs replacing
 any property and affairs donee that needs replacing
 this named donee: _____

Signed and sealed by the replacement donee as a deed and delivered

Signature of the replacement donee

*If have read the Prescribed Information on
page 1 and agree with paragraphs 2 to 6 of
Part 2A on page 3 of this instrument.)*

Affix
seal
here

Signature of witness

Date signed

Particulars of witness

Name of witness

ID type

ID number

*NRIC / Passport. (*Delete as appropriate)

Please tick box if translation of the contents
of this instrument was given by the witness.

Language/dialect translated in

FOR OFFICIAL USE

LPA Reference Number

Signature of Donor

Sign Here

Page 5 of 8

THE SCHEDULE — *continued*

OFFICE OF THE
PUBLIC GUARDIAN

**LASTING POWER OF ATTORNEY
 FORM 1 (2014)**

Hotline: 1800-276-6222
 Website: www.publicguardian.gov.sg

PART 3 POWERS GRANTED TO THE DONEE

(The term "donee" includes all donees (if more than one is appointed for that particular power) and a replacement donee.)

PART 3A
Personal Welfare

My donee shall have the authority to make decisions in all matters relating to my personal welfare, where I (the donor) no longer have the mental capacity to make such decisions:

Yes No (please tick one box only)

If 'Yes' then:

a. My donee's authority shall be subject to the terms of this lasting power of attorney and the provisions of the Act.

b. My donee's authority shall extend to giving or refusing consent to the carrying out or continuation of treatment, including the conduct of a clinical trial, by a person providing health care for me:

Yes No (please tick one box only)

c. Where there is more than 1 donee, they shall act (please tick one box only):

- Jointly
- Jointly and severally

PART 3B
Property and Affairs

My donee shall have the authority to make decisions in all matters relating to my property and affairs, where I (the donor) no longer have the mental capacity to make such decisions:

Yes No (please tick one box only)

If 'Yes' then:

a. My donee's authority shall be subject to the terms of this lasting power of attorney and the provisions of the Act.

b. The following restrictions apply (please tick box below if applicable):

My donee shall not sell, transfer, convey, mortgage or charge my residential property at

 without the approval of the court (please indicate one property only).

c. My donee shall have the authority to dispose of my property by making gifts of cash on my behalf subject to section 14(3) and (4) of the Act (please tick one box only):

- No
- Yes, and the value of cash gifts is unrestricted
- Yes, but the total value of cash gifts shall not exceed \$ _____ within 1 calendar year

d. Where there is more than 1 donee, they shall act (please tick one box only):

- Jointly
- Jointly and severally

FOR OFFICIAL USE

LPA Reference Number

Signature of Donor

Sign Here Page 6 of 8

THE SCHEDULE — *continued*

OFFICE OF THE
**PUBLIC
GUARDIAN**

**LASTING POWER OF ATTORNEY
FORM 1 (2014)**

Hotline: 1800-226-6222
Website: www.publicguardian.gov.sg

PART 3C
*Specific
Powers*

My donee shall have the power to do any thing necessary or expedient to give effect to the decisions made by my donee, including the following where they are not inconsistent with the authority conferred in Part 3A and/or Part 3B:

- i. Sign by deed or otherwise all notices, applications, agreements, deeds, documents and forms;
- ii. Demand, recover and receive all sums of money payable to me and to give receipts;
- iii. Attend and vote at meetings and represent me in proceedings in any court or tribunal or any negotiation or mediation, engage any advocate and solicitor for any purpose in connection with this lasting power of attorney, and accept service of process or any notice or document, and
- iv. Obtain information (including confidential information) about me and/or my accounts from third parties. And this shall be my permission to third parties including (but not limited to) the Central Provident Fund Board, banks and financial institutions, insurance companies, healthcare institutions and workers, to release information about me and my accounts to my donee or any third parties as authorised by my donee in accordance with the authority conferred on my donee.

FOR OFFICIAL USE

LPA Reference Number

Signature of Donor

Sign Here

Page 7 of 8

THE SCHEDULE — *continued*

<p>OFFICE OF THE PUBLIC GUARDIAN</p>	<p>LASTING POWER OF ATTORNEY FORM 1 (2014)</p>	<p>Hotline: 1800-226-6222 Website: www.publicguardian.gov.sg</p>
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PART 4**LPA CERTIFICATE****PART 4A***Particulars
of Certificate
Issuer*

Full name as in ID

MCR/NRIC number

Name of clinic/legal practice

Contact number

PART 4B*Statement
by Certificate
Issuer*

1. I am (please tick one box only)

- a medical practitioner who is accredited by the Public Guardian to issue LPA Certificates
- a medical practitioner who is registered as a specialist in psychiatry under the Medical Registration Act
- an advocate and solicitor of the Supreme Court who has in force a valid practising certificate under the Legal Profession Act.

2. I have read the Prescribed Information and understand my role as a certificate issuer.

3. I am acting independently of the donor, donee(s) and replacement donee.

4. I am not disqualified under regulation 7(2) of the Mental Capacity Regulations 2010 to give this LPA certificate.

5. I certify that, in my opinion, at the time of signing this instrument,

- a) the donor understands the purpose of this instrument and the scope of the authority conferred under it;
- b) no fraud or undue pressure is being used to induce the donor to create a lasting power of attorney; and
- c) there is nothing else that will prevent a lasting power of attorney from being created by this instrument.

Signature and stamp of certificate issuer

Date signed

FOR OFFICIAL USE

LPA Reference Number

Signature of Donor

Sign Here

Page 8 of 8

THE SCHEDULE — *continued*

OFFICE OF THE
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**LASTING POWER OF ATTORNEY
FORM 1 (2014)**

Hotline: 1800-226-6222
Website: www.publicguardian.gov.sg

FOR OFFICIAL USE

LPA Reference Number

FORM 2

THE SCHEDULE — *continued*
 MENTAL CAPACITY ACT 2008
 (CHAPTER 177A)

OFFICE OF THE
**PUBLIC
 GUARDIAN**

**LASTING POWER OF ATTORNEY
 FORM 2 (2014)**

Hotline: 1800-226-6222
 Website: www.publicguardian.gov.sg

PRESCRIBED INFORMATION

*Important
 Information
 You Must
 Read*

Purpose of the lasting power of attorney

1. A lasting power of attorney is a legal document that gives authority to the person you appoint (called your "donee") to make decisions and act for you when you lack mental capacity. You may authorise your donee(s) to make decisions about your
 - personal welfare (which may include health care) and/or
 - property and affairs (including financial matters).
2. This is the lasting power of attorney (LPA) Form 2, which gives your donee customised powers and has to be drafted by a lawyer. If you have standard requirements and want to give your donee wide powers to act as fully as you can, subject to basic restrictions set out in the lasting power of attorney and in the Mental Capacity Act (Cap. 177A) ("the Act"), you should use LPA Form 1 (which you can fill up without the help of a lawyer).

This document must be registered

3. This document must be registered with the Office of the Public Guardian (OPG). The application to register must be made in the prescribed form within 6 months from the date you (the person giving the power) sign this document.

When your donee can act for you

4. Your donee can use the lasting power of attorney only after it has been registered and only where you lack mental capacity or your donee reasonably believes you lack such capacity.

What your donee can and cannot do

5. Your donee's authority is governed by the terms of this document and the provisions of the Act.
6. Your donee must follow the principles of the Act, which include the principle that your donee must act in your best interests.
7. Your donee cannot make certain decisions as provided in the Act, such as make a will on your behalf.
8. Guidance about the Act is found in the Mental Capacity Act Code of Practice, which is available from the OPG or at www.publicguardian.gov.sg. Your donee must have regard to the Code of Practice.

Revoking (terminating) the lasting power of attorney

9. You can revoke your lasting power of attorney at any time as long as you have mental capacity to do so. You must inform your donee in writing so he/she will know you have terminated his/her authority. You must also inform the Public Guardian in writing for the registration of the lasting power of attorney to be cancelled.

FOR OFFICIAL USE

LPA Reference Number	Registration Number	Date Registered

Signature of Donor

Sign Here

Page 1 of __

THE SCHEDULE — *continued*

OFFICE OF THE
**PUBLIC
GUARDIAN**

**LASTING POWER OF ATTORNEY
FORM 2 (2014)**

Hotline: 1800-226-6222
Website: www.publicguardian.gov.sg

PART 1 DONOR'S PARTICULARS AND STATEMENT

PART 1A
*Particulars
of Donor*

Full name as in ID

ID type

ID number

**NRIC / Passport (*Delete as appropriate)*

Country of issue

Date of birth (dd/mm/yyyy)

PART 1B
*Statement
by Donor*

1. I have read the Prescribed Information or it has been read to me and I confirm that all the particulars in this form are correct.
2. I appoint the person(s) mentioned in Part 2 as donee(s) and/or replacement donee(s) with authority to make the decisions and act for me as mentioned in Part 3 of this document in circumstances where I lack mental capacity or where my donee reasonably believes I lack mental capacity.
3. I intend that my replacement donee(s) (if applicable) shall replace my donee according to the terms of this lasting power of attorney when any of the events mentioned in section 15(5) of the Act, which terminates the appointment of that donee, occurs.
4. I am 21 years or older and am not an undischarged bankrupt (where my donee has authority to make property and affairs decisions).
5. I revoke any previous lasting power of attorney executed by me (if any), whether in respect of my personal welfare or property and affairs or both, with effect from the date that this instrument is registered by the Public Guardian, and I will inform the donee or donees in writing about the revocation accordingly.

Signed and sealed by the donor as a deed and delivered

Signature of the donor

Signature of certificate issuer as witness

Date signed

Affix
seal
here

Particulars of translator who read and translated the contents of this instrument to the donor

Name of translator

ID type

ID number

**NRIC / Passport (*Delete as appropriate)*

Signature of translator

Date signed

Please tick box if translator
is certificate issuer

Language/dialect translated in

FOR OFFICIAL USE

LPA Reference Number

Signature of Donor

Sign Here

Page 2 of ____

THE SCHEDULE — *continued*

OFFICE OF THE
PUBLIC GUARDIAN

LASTING POWER OF ATTORNEY FORM 2 (2014)

Hotline: 1800-226-6222
 Website: www.publicguardian.gov.sg

PART 2 **DONEE'S AND REPLACEMENT DONEE'S STATEMENT AND PARTICULARS**

Total number of donees (individual) : -----
 Total number of donees (licensed trust company) : -----
 Total number of replacement donees : -----

PART 2A
Statement by Donee

1. I am an individual or a licensed trust company.
2. I have read the Prescribed Information or it has been read to me.
3. I understand the duties imposed on a donee of a lasting power of attorney under sections 3 (the principles) and 6 (best interests) of the Act.
4. I must have regard to the Mental Capacity Act Code of Practice.
5. I shall inform the Public Guardian if any of the following events, which terminates my appointment or power, occurs:
 - (For an individual)**
 - a) I disclaim my appointment as donee;
 - b) I am made a bankrupt (where I have authority to make property and affairs decisions);
 - c) My marriage to the donor is dissolved or annulled (if I am the donor's spouse).
 - (For a licensed trust company)**
 - a) I disclaim my appointment as donee;
 - b) My trust business licence lapses, or is revoked or suspended;
 - c) I am liquidated, wound-up, dissolved or placed under judicial management.
6. I will replace an original donee that I am appointed to replace if the appointment of the original donee is terminated and I am still eligible to act as a donee (applicable to replacement donee only).
7. By signing, I consent to be appointed as a donee/replacement donee (where applicable).

FOR OFFICIAL USE

LPA Reference Number

Signature of Donor

Sign Here Page 3 of ___

THE SCHEDULE — *continued*

OFFICE OF THE
**PUBLIC
GUARDIAN**

**LASTING POWER OF ATTORNEY
FORM 2 (2014)**

Hotline: 1800-226-6222
Website: www.publicguardian.gov.sg

PART 2B

*Particulars
of *Only / 1st
Donee
(individual)*

*(*Delete as
appropriate)*

Full name as in ID

ID type ID number

**NRIC / Passport (*Delete as appropriate)*

Country of Issue Date of birth *(dd/mm/yyyy)*

Authorised to make decisions about (please tick one box only)

- personal welfare only
 property and affairs only
 both personal welfare and property and affairs

Signed and sealed by the donee as a deed and delivered

Signature of the donee

*(I have read the Prescribed Information on
page 1 and agree with paragraphs 3 to 7
of Part 2A on page 3 of this instrument.)*

Afix
seal
here

Signature of witness Date signed

Particulars of witness

Name of witness

ID type ID number

**NRIC / Passport (*Delete as appropriate)*

 Please tick box if translation of the contents
of this Instrument was given by the witness. Language/dialect translated in

FOR OFFICIAL USE

LPA Reference Number

Signature of Donor

Sign Here

Page ___ of ___

THE SCHEDULE — *continued*

OFFICE OF THE
PUBLIC GUARDIAN

LASTING POWER OF ATTORNEY FORM 2 (2014)

Hotline: 1800-226-6222
Website: www.publicguardian.gov.sg

PART 2C
Particulars of 2nd Donee (individual)
(Optional. To strike out this portion if not applicable.)

Full name as in ID

ID type ID number
**NRIC / Passport (Delete as appropriate)*

Country of Issue Date of birth (dd/mm/yyyy)

Authorised to make decisions about (please tick one box only)
 personal welfare only
 property and affairs only
 both personal welfare and property and affairs

Signed and sealed by the donee as a deed and delivered

Signature of the donee *(I have read the Prescribed information on page 1 and agree with paragraphs 3 to 7 of Part 2A on page 3 of this instrument.)*

Signature of witness Date signed



Particulars of witness

Name of witness

ID type ID number
**NRIC / Passport (Delete as appropriate)*

 Please tick box if translation of the contents of this Instrument was given by the witness. Language/dialect translated in

For particulars of additional donee(s), if any, please use Continuation Sheet A.

FOR OFFICIAL USE

LPA Reference Number

Signature of Donor

Sign Here Page ___ of ___

THE SCHEDULE — *continued*

<p style="font-size: small; margin: 0;">OFFICE OF THE PUBLIC GUARDIAN</p>	<p style="font-size: large; margin: 0;">LASTING POWER OF ATTORNEY FORM 2 (2014)</p>	<p style="font-size: x-small; margin: 0;">Hotline: 1800-226-6222 Website: www.publicguardian.gov.sg</p>
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PART 2D
Particulars of Only Donee (licensed trust company – for property and affairs)
(Optional. To strike out this portion if not applicable.)

Registered name _____

Registration number _____ Place of registration _____

Authorised to make decisions about
 property and affairs only

Signed and sealed by the donee as a deed and delivered

Signature of the donee _____ (I have read the Prescribed Information on page 1 and agree with paragraphs 3 to 7 of Part 2A on page 3 of this instrument.)

Signature of witness _____ Date signed _____

Particulars of witness

Name of witness _____

ID type _____ ID number _____
*NRIC / Passport. (*Delete as appropriate)

Please tick box if translation of the contents of this instrument was given by the witness. Language/dialect translated in _____



FOR OFFICIAL USE

LPA Reference Number

Signature of Donor

Sign Here _____ Page ___ of ___

THE SCHEDULE — *continued*

**OFFICE OF THE
PUBLIC
GUARDIAN**

**LASTING POWER OF ATTORNEY
FORM 2 (2014)**

Hotline: 1800-226-6272
Website: www.publicguardian.gov.sg

PART 2E

*Particulars of
Replacement
Donee
(individual)*

*(Optional. To strike
out this portion if not
applicable.)*

Full name as in ID

ID type

ID number

**NRIC / Passport (Delete as appropriate)*

Country of issue

Date of birth (dd/mm/yyyy)

Replacement donee is to replace (please tick one box only)

- any donee that needs replacing
- any personal welfare donee that needs replacing
- any property and affairs donee that needs replacing
- this named donee: -----

Signed and sealed by the replacement donee as a deed and delivered

Signature of the replacement donee

*If I have read the Prescribed Information on
page 1 and agree with paragraphs 3 to 7
of Part 2A on page 3 of this instrument, I*



Signature of witness

Date signed

Particulars of witness

Name of witness

ID type

ID number

**NRIC / Passport (Delete as appropriate)*

Please tick box if translation of the contents
of this instrument was given by the witness.

Language/dialect translated in

For particulars of additional replacement donee(s), if any, please use Continuation Sheet B.

FOR OFFICIAL USE

LPA Reference Number

Signature of Donor

Sign Here

Page ___ of ___

THE SCHEDULE — *continued*

OFFICE OF THE
**PUBLIC
GUARDIAN**

LASTING POWER OF ATTORNEY FORM 2 (2014)

Hotline: 1800-226-6222
Website: www.publicguardian.gov.sg

PART 2F*Particulars**of Only**Replacement**Donee (licensed**trust company –**for property and**affairs)*

*(Optional. To strike
out this portion if not
applicable.)*

Registered name

Registration number

Place of registration

Replacement donee is to replace (please tick one box only)

 any property and affairs donee that needs replacing this named donee: -----**Signed and sealed by the replacement donee as a deed and delivered**Signature of the replacement donee

*I have read the Prescribed Information on
page 1 and agree with paragraphs 3 to 7
of Part 2A on page 3 of this instrument.)*

Affix
seal
here

Signature of witness
-----Date signed
-----**Particulars of witness**Name of witness

ID type

ID number
-----*NRIC / Passport (*Delete as appropriate)

 Please tick box if translation of the contents
of this Instrument was given by the witness.
Language/dialect translated in
-----**FOR OFFICIAL USE**LPA Reference Number

_____**Signature of Donor**Sign Here
_____Page ___ of ___

THE SCHEDULE — *continued*

OFFICE OF THE
PUBLIC GUARDIAN

LASTING POWER OF ATTORNEY FORM 2 (2014)

Hotline: 1800-226-6222
 Website: www.publicguardian.gov.sg

PART 3

POWERS GRANTED TO THE DONEE

(The term "donee" includes all donees (if more than one is appointed for that particular power) and a replacement donee.)

Part 3 must be drafted by an advocate and solicitor of the Supreme Court with a practising certificate in force who must sign the certificate in the Annex to Part 3

PART 3A
Particulars of Advocate and Solicitor

Name _____

Practising certificate number _____ Name of legal practice _____

Office address _____

Office telephone number _____ Office fax number _____

PART 3B
Powers of the Donee

The donee(s) shall have the authority to make decisions and act for the donor in accordance with the provisions contained in the Annex to Part 3 attached

This is the end of Part 3

FOR OFFICIAL USE

LPA Reference Number

Signature of Donor

Sign Here _____ Page ___ of ___

THE SCHEDULE — *continued*

OFFICE OF THE
PUBLIC GUARDIAN

LASTING POWER OF ATTORNEY FORM 2 (2014)

Hotline: 1800-226-6222
 Website: www.publicguardian.gov.sg

ANNEX TO PART 3: POWERS OF THE DONEE

<i>Details of the Donor</i>	Full name as in ID	
	ID type	ID number
	<i>*NRIC / Passport (*Date as appropriate)</i>	

FOR OFFICIAL USE

LPA Reference Number

Signature of Donor

Sign Here Page ___ of ___

THE SCHEDULE — *continued*

**OFFICE OF THE
PUBLIC
GUARDIAN** **LASTING POWER OF ATTORNEY
FORM 2 (2014)** Hotline: 1800-375-6272
Website: www.publicguardian.gov.sg

ANNEX TO PART 3: POWERS OF THE DONEE

FOR OFFICIAL USE

LPA Reference Number

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Signature of Donor

Sign Here

Page ___ of ___

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THE SCHEDULE — *continued*

OFFICE OF THE
PUBLIC GUARDIAN **LASTING POWER OF ATTORNEY FORM 2 (2014)**

Hotline: 1800-226-6222
 Website: www.publicguardian.gov.sg

ANNEX TO PART 3: POWERS OF THE DONEE

Certificate of the Donor's Advocate and Solicitor

I am an advocate and solicitor with a practising certificate in force, and I certify that I drafted the powers in the Annex to Part 3 of this instrument on the instructions, and in accordance with the wishes, of the donor.

Name of advocate and solicitor

Signed by the advocate and solicitor

Date signed

FOR OFFICIAL USE

LPA Reference Number

Signature of Donor

Sign Here

Page ___ of ___

THE SCHEDULE — *continued*

OFFICE OF THE
PUBLIC GUARDIAN

LASTING POWER OF ATTORNEY FORM 2 (2014)

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PART 4 LPA CERTIFICATE

PART 4A
Particulars of Certificate Issuer

Full name as in ID

MCR/NRIC number

Name of clinic/legal practice Contact number

PART 4B
Statement by Certificate Issuer

1. I am (please tick one box only)
 - a medical practitioner who is accredited by the Public Guardian to issue LPA Certificates
 - a medical practitioner who is registered as a specialist in psychiatry under the Medical Registration Act
 - an advocate and solicitor of the Supreme Court who has in force a valid practising certificate under the Legal Profession Act.
2. I have read the Prescribed Information and understand my role as a certificate issuer.
3. I am acting independently of the donor, donee(s) and replacement donee(s).
4. I am not disqualified under regulation 7(2) of the Mental Capacity Regulations 2010 to give this LPA certificate.
5. I certify that, in my opinion, at the time of signing this instrument,
 - a) the donor understands the purpose of this instrument and the scope of the authority conferred under it;
 - b) no fraud or undue pressure is being used to induce the donor to create a lasting power of attorney; and
 - c) there is nothing else that will prevent a lasting power of attorney from being created by this instrument.

Signature and stamp of certificate Issuer Date signed

FOR OFFICIAL USE

LPA Reference Number

Signature of Donor

Sign Here Page ___ of ___

THE SCHEDULE — *continued*

OFFICE OF THE
**PUBLIC
GUARDIAN**

**LASTING POWER OF ATTORNEY
FORM 2 (2014)**

Hotline: 1800-276-6222
Website: www.publicguardian.gov.sg

CONTINUATION SHEET A

*Particulars
of Additional
Donee
(individual)*

Full name as in ID

ID type

ID number

**NRIC / Passport (Delete as appropriate)*

Country of issue

Date of birth *dd/mm/yyyy*

Authorised to make decisions about (please tick one box only)

- personal welfare only
- property and affairs only
- both personal welfare and property and affairs

Signed and sealed by the donee as a deed and delivered

Signature of the donee

*If have read the prescribed information on
page 1 and agree with paragraphs 3 to 7
of Part 2A on page 3 of this instrument.*

**A/ix
seal
here**

Signature of witness

Date signed

Particulars of witness

Name of witness

ID type

ID number

**NRIC / Passport (Delete as appropriate)*

Please tick box if translation of the contents
of this instrument was given by the witness.

Language/dialect translated in

FOR OFFICIAL USE

LPA Reference Number

Signature of Donor

Sign Here

Page ___ of ___

THE SCHEDULE — *continued*

<p style="text-align: center; font-size: small;">OFFICE OF THE PUBLIC GUARDIAN</p>	<p style="font-size: large; margin: 0;">LASTING POWER OF ATTORNEY FORM 2 (2014)</p>	<p>Hotline: 1900-226-6222 Website: www.publicguardian.gov.sg</p>
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CONTINUATION SHEET B

*Particulars
of Additional
Replacement
Donee
(individual)*

Full name as in ID

ID type ID number

*NRIC / Passport (*Delete as appropriate)

Country of issue Date of birth (dd/mm/yyyy)

Replacement donee is to replace (please tick one box only)

- any donee that needs replacing
- any personal welfare donee that needs replacing
- any property and affairs donee that needs replacing
- this named donee: -----

Signed and sealed by the replacement donee as a deed and delivered

Signature of the replacement donee

*I have read the Prescribed information on
page 1 and agree with paragraphs 3 to 7
of Part 2A on page 3 of this instrument.*

Affix
seal
here

Signature of witness

Date signed

Particulars of witness

Name of witness

ID type ID number

*NRIC / Passport (*Delete as appropriate)

Please tick box if translation of the contents
of this instrument was given by the witness. Language/dialect translated in

FOR OFFICIAL USE

LPA Reference Number

--

Signature of Donor

Sign Here

Page ___ of ___

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THE SCHEDULE — *continued*

OFFICE OF THE
**PUBLIC
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FORM 2 (2014)** Hotline: 1800-226-6222
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LPA Reference Number

[S 524/2014 wef 01/09/2014]

SECOND SCHEDULE

[Deleted by S 524/2014 wef 01/09/2014]

THIRD SCHEDULE

[Deleted by S 524/2014 wef 01/09/2014]

FOURTH SCHEDULE

[Deleted by S 524/2014 wef 01/09/2014]

FIFTH SCHEDULE

[Deleted by S 524/2014 wef 01/09/2014]

SIXTH SCHEDULE

[Deleted by S 524/2014 wef 01/09/2014]

Made this 19th day of February 2010.

NIAM CHIANG MENG
*Permanent Secretary,
Ministry of Community
Development,
Youth and Sports,
Singapore.*

[MCYS 76-83-01D; AG/LEG/SL/177A/2009/3 Vol. 2]