

Appendix 4 - Sample authenticated copy registered Enduring Power of Attorney



Enduring power of attorney

Unique reference: EPA-2023-000000-001
Date of registration: 14-May-2023

Details of the donor

Donor name: Joan Smith
Donor address: Ivano House
Cork City
Cork
Ireland
Donor Eircode: C01 A234
Donor date of birth: 14-April-1960

Details of the attorney(s)

Attorney 1 name: Tom Smith
Attorney 1 address: Ivano House
Cork City
Cork
Ireland
Attorney 1 Eircode: C01 A234
Attorney 1 date of birth: 13-March-1955

Authority in relation to personal welfare decisions

The donor confers the following authority on the attorney(s) in relation to personal welfare decisions:

General authority to act on the donor's behalf in relation to the donor's personal welfare

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Authority in relation to property and affairs decisions

The donor confers the following authority on the attorney(s) in relation to property and affairs decisions:

General authority to act on the donor's behalf in relation to the donor's property and affairs

Details of relevant property and affairs decisions

The following property and affairs decisions fall within scope of this enduring power of attorney, to be made by the attorney(s) on behalf of the donor:

1. Decisions relating to Selling, mortgaging or disposing of property

Details:

I give my attorneys authority to give gifts to family and friends on my behalf for birthdays and Christmas.

Exclusions or exceptions:

Gifts should not exceed the value of €50 per person for family members and should not exceed the value of €25 per person for friends.

Functions of the attorney(s)

The authority conferred under this enduring power of attorney is subject to any restrictions provided in the enduring power of attorney or in the Assisted Decision-Making (Capacity) Act 2015 (as amended) (the Act).

Attorney(s) appointed under this enduring power of attorney are authorised under Section 59 of the Act to act on the donor's behalf in relation to the relevant decisions specified.

Where a general authority is conferred on the attorney(s) in relation to personal welfare decisions, personal welfare means the following matters:

- accommodation, including whether or not the donor should live in a designated centre
- participation by the donor in employment, education or training
- participation by the donor in social activities
- decisions on any social services provided or to be provided to the donor
- healthcare
- participation by the donor in healthcare research and social care research except in relation to clinical trials of medicinal products for human use or clinical investigations undertaken to assess the safety or performance of medical devices
- other matters relating to the donor's well-being

Where a general authority is conferred on the attorney(s) in relation to property and affairs decisions, property and affairs means the following matters:

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- the custody, control and management of some or all of the donor's property or property rights
- the sale, exchange, mortgaging, charging, gift (where specific provision to that effect is made in the enduring power of attorney) or other disposition of the donor's property
- the acquisition of property by the donor, or on his or her behalf
- the carrying on, on behalf of the donor, of any profession, trade or business which may lawfully be carried on by a person other than the donor
- the making of a decision which will have the effect of dissolving a partnership in which the donor is a partner
- the carrying out of any contract entered into by the donor
- the discharge of the donor's debts, tax and duty liabilities and obligations or other obligations
- the execution or exercise of any of the powers or discretions vested in the donor as a tenant for life
- providing, to the extent that the donor might have been expected to do so, for the needs of a decision-making assistant, a co-decision-maker, an attorney, a designated healthcare representative or a decision-making representative for the donor or for the needs of other persons
- the conduct of proceedings before any court or tribunal, whether in the name of the donor or on his or her behalf
- making an application for housing, social welfare or other benefits or otherwise protecting or advancing the interests of the donor in relation to those matters

Where a gift is authorised by the donor in this enduring power of attorney, it must comply with the requirements in section 63 of the Act.

CERTIFIED COPY

THIS DOCUMENT IS AN AUTHENTICATED COPY OF A DECISION SUPPORT ARRANGEMENT, REGISTERED WITH AND CERTIFIED BY THE DIRECTOR OF THE DECISION SUPPORT SERVICE IN ACCORDANCE WITH THE ASSISTED DECISION-MAKING (CAPACITY) ACT 2015 (AS AMENDED).



Aine Flynn, Director of the Decision Support Service
