

REVOCATION OF ENDURING POWER OF ATTORNEY (FINANCIAL)

Instructions

Please read 'How to change or cancel your powers' before filling in the form that follows.

You may change or revoke your enduring power of attorney (financial) at any time so long as you have capacity.

You can revoke a power by telling your attorney, or attorneys, that their power is withdrawn and destroying the power of attorney document and any copies.

You can also formally revoke your power by filling out the 'Revocation of enduring power of attorney (financial)' on the following page and giving it, or a certified copy, to your attorney.

You should keep a certified copy for your records and a record of how you told each attorney of the revocation.

You will need to sign the form in front of two witnesses. The two witnesses must then sign this form together and in front of you. You or your attorney cannot be witnesses. At least one of the witnesses must be someone who is not related to you or to the person(s) you appointed as your attorney(s). One of the witnesses must be authorised by law to witness the signing of statutory declarations.

See 'Who can sign statutory declarations?'.

It is **very important** that you ask your attorney to return the enduring power of attorney form to make sure that they do not continue to act as your attorney. It is also a good idea to tell any people or organisations that your attorney may have been dealing with, such as your bank.

See 'What do these words mean?' for an explanation of revocation, attorney or any other words that you do not understand on this form.

Information for witnesses

As a witness, your responsibility goes beyond making sure that the signature of the person revoking the power is genuine. You also need to certify that this person, called the donor, has:

- signed the document freely and voluntarily in front of you without any undue influence or pressure
- has the capacity to revoke the power of attorney.

Capacity, or legal capacity, means you have the ability to reason things out. You can understand, retain, believe, evaluate (that is, process) and weigh up relevant information.

If you have any doubts it is **strongly recommended** that you make a written record of your concerns and any questions you asked to work out the donor's capacity. You can also make appropriate inquiries with the donor's consent. For example, you could contact the donor's doctor or ask for a medical certificate confirming their capacity.

If you think that the donor does not understand the nature and effect of this document you should refuse to sign the form. You should also refuse to sign the form if the donor appears to be signing it under duress, undue influence or pressure from another person.

Revocation of enduring power of attorney (financial)

Print your full name here 1. I, _____

Print your address here of _____

Print the date of the power of attorney document here **revoke** the enduring power of attorney (financial) dated on _____

Print the full name of your first attorney here which appointed _____

Print your first attorney's address here of _____

Cross out the following four lines if you appointed only one attorney.

Print the full name of your second attorney here **and** _____

Print your second attorney's address here of _____

Cross out the following two lines if you appointed only two attorneys.

Print the full name of your third attorney here **and** _____

Print your third attorney's address here of _____
as my attorney(s).

2. This revocation of enduring power of attorney is made under Part XIA of the *Instruments Act 1958*.

Sign your name and print the date here **Signature** _____ **Date** _____

or

Cross out the following option if it does not apply.

Person signing at the direction and in the presence of the donor prints their full name here I, _____ sign at the direction of the donor.

Person signing for the donor signs and dates here **Signature** _____ **Date** _____

Print full name of the person who can witness the signing of statutory declarations here **Witnessed by** _____

Print the address of first witness here of _____

First witness signs here **Signature** _____

Print the full name of the second witness here **and** _____

Print the address of second witness here of _____

Second witness signs here **Signature** _____