
Changes to legislation: There are currently no known outstanding effects for the Mental Capacity Act 2005, Paragraph 7. (See end of Document for details)

SCHEDULES

SCHEDULE 4

PROVISIONS APPLYING TO EXISTING ENDURING POWERS OF ATTORNEY

PART 3

NOTIFICATION PRIOR TO REGISTRATION

Duty to give notice to relatives

- 7 (1) An attorney is not required to give notice under paragraph 5—
- (a) to himself, or
 - (b) to any other attorney under the power who is joining in making the application,
- even though he or, as the case may be, the other attorney is entitled to receive notice by virtue of paragraph 6.
- (2) In the case of any person who is entitled to receive notice by virtue of paragraph 6, the attorney, before applying for registration, may make an application to the court to be dispensed from the requirement to give him notice; and the court must grant the application if it is satisfied—
- (a) that it would be undesirable or impracticable for the attorney to give him notice, or
 - (b) that no useful purpose is likely to be served by giving him notice.

Changes to legislation:

There are currently no known outstanding effects for the Mental Capacity Act 2005, Paragraph 7.