



Why do I need a **Power of Attorney?**

A Lasting Power of Attorney is a document which allows you to decide who should make decisions for you if the need should arise.

Everyone knows you should write a will to make sure you provide for your loved ones when you die, but what happens if you are left mentally or physically unable to make decisions because of accident or illness?

As we are living longer, more and more of us will have a period of physical and/or mental dependency late in life. The medical reasons for this could include dementia, Alzheimers, stroke, head injury or lack of mobility.

Powers of Attorney are practical documents that authorise your nominated Attorneys to deal with banks, lawyers, social services or doctors on your behalf, should you be unable to do so. Importantly though, you remain in control of everything unless you cannot act, or you want your attorneys to act for you.



Our Offices

We are ideally placed with most of our offices conveniently located in town centres.

Elizabeth House
Castle Street
Truro TR1 3AP
t 01872 246200

St Austell Business Park
Carclaze
St Austell PL25 4FD
t 01726 874700

6B Falmouth Business Park
Bickland Water Road
Falmouth TR11 4SZ
t 01326 318900

6 Cheltenham Place
Newquay TR7 1DQ
t 01637 878111

8 Race Hill
Launceston PL15 9BA
t 01566 770000

4 Bodmin Street
Holsworthy
Devon EX22 6BB
t 01409 253425

10 Windsor Place
Liskeard PL14 4BH
t 01579 347600

The Guildhall
Street-an-Pol
St Ives TR26 2DS
t 01736 339333

49 - 50 Morrab Road
Penzance TR18 4EX
t 01736 362294



Types of Lasting Power of Attorney

There are two types of Lasting Power of Attorney available. We have detailed each one below.

Property and Financial Affairs LPA

The Property and Affairs LPA replaces the old style Enduring Power of Attorney (although if you have an EPA validly executed before October 2007 this can still be used).

A Property and Affairs LPA enables a person or persons whom you trust (the attorney(s)) to make decisions on your behalf about your property and affairs at a time when you are no longer able, or no longer wish, to make those decisions yourself. This can include paying your bills, collecting your income and benefits or even selling your house (subject to any restrictions or conditions you might have included within the document).

Health and Welfare LPA

A Health and Welfare LPA allows a person or persons you have chosen as your attorney(s) to make decisions on your behalf about your personal welfare. These decisions include, for example, where you live, what you wear and even your diet.

The Health and Welfare LPA can also give your chosen Attorney(s) the power to give or refuse consent to life sustaining treatment i.e. any treatment that a doctor considers necessary to keep you alive. Therefore, if you want someone to make those decisions for you it is important to consider preparing the LPA.

Both a Property and Financial Affairs LPA and a Health and Welfare LPA can only be used once registered at the Office of Public Guardian. In addition a Health and Welfare LPA can only be used if you lack mental capacity to make your own decisions in relation to your health and welfare.

What happens when there is no Lasting Power of Attorney?

Should, in the future, you lack capacity to make financial decisions for yourself and you have not made a Lasting Power of Attorney it may be necessary to make an application to the Court of Protection for an order appointing a Deputy to make decisions on your behalf.

The process of having a Deputy appointed is a time consuming and costly exercise. In addition, the Court - not you - will be deciding who will be making decisions for you when you are in a vulnerable position.

If you want to decide who should be making decisions for you at a time in your life when you can no longer make those decisions it is important to put appropriate Lasting Powers of Attorney in place now to ensure that your wishes are followed.

What next?

Whatever questions you have please feel free to contact a member of the Private Client team. We provide an efficient and value for money service. We are able to offer home visits and attend meetings at your convenience. You can contact us at any time to arrange an appointment, and we will always try to see you as soon as possible.

Get in touch

For more information contact the Private Client team or visit our website

coodles.co.uk
info@coodles.co.uk
0800 328 3282

