

## Glossary

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| Advanced Decision          | Also known as a Living Will, is a statement of instruction a person can make now to refuse a specific type of medical treatment at some time in the future.   |
| Attorney                   | The person appointed by the Donor to act of their behalf.   |
| Capacity                   | The ability to make informed decisions independently. The tests for capacity are contained in the Mental Capacity Act 2005.   |
| Certificate Provider       | One of the people who need to sign a LPA before it can be registered. They are an independent judge of the <b>Donor's</b> mental capacity and sign to say that the Donor understands the effect of the LPA and that no one is forcing them to enter in to it. |
| Certified Copy             | A photocopy of an original document (such as a passport or certificate) that has been signed by a solicitor to confirm it is an exact copy of the original.   |
| Court of Protection        | A branch of the High Court which oversees the affairs of those who lack capacity.   |
| Deputy                     | A person appointed by the Court of Protection to make decisions and act on behalf of someone who no longer has the capacity to make decisions for themselves.   |
| Donor                      | The person entering in to the Power of Attorney.  |
| Enduring Power of Attorney | (EPA) A type of Power of Attorney which predated 1 <sup>st</sup> October 2007. These remain valid although are treated <b>differently to LPA's</b> .  |
| General Power of Attorney  | A type of Power of Attorney that allows an individual to delegate all their functions to an attorney, a group of attorneys or a corporate body. Also known as an Ordinary Power of Attorney these are only valid whilst the Donor has mental capacity.        |
| Health and Welfare LPA     | One of two types of Lasting Power of Attorney which allows the Donor appoint one or more persons to make decisions about their health and welfare.  |

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| Jointly and Severally         | As way of appointing Attorney's so that they can act both together and independently.   |
| Lasting Power of Attorney     | The document in which the Donor appoints a person to make decisions on their behalf when they no long have the mental or physical capacity to do so themselves.   |
| Living Will                   | See Advanced Decision.  |
| Office of the Public Guardian | (OPG) The Government body which checks, registers and <b>monitors EPA's and LPA's and which</b> works with the Court of Protection providing support and advice to those dealing with vulnerable persons. |
| Property and Affairs LPA      | One of two types of Lasting Power of Attorney which allows the Donor to appoint one or more persons to make decisions about their property and financial affairs.   |
| Registration                  | <b>EPA's and LPA's are registered with the OPG.</b> The register is public.   |
| Revocation                    | A specific written statement made by Deed that the Donor no longer wants an Attorney to act on their behalf which is sent to the OPG.   |