

# Free Preview

**THIS CONTINUING POWER OF ATTORNEY FOR PROPERTY** is given by me, Daniel Smith, in accordance with and pursuant to the Substitute Decisions Act, S.O. 1992, c. 30.

## **1. REVOCATION**

I hereby revoke any prior Continuing Power of Attorney for Property.

## **2. APPOINTMENT**

I appoint my daughter, Alexandra Smith, as my Attorney for Property under this my Continuing Power of Attorney for Property.

## **3. POWERS**

I authorize my Attorney for Property to do, on my behalf, any and all acts that I may lawfully do by an Attorney for Property, except make, modify, or revoke a Will.

My Attorney for Property shall have the authority to act as my litigation guardian, if one is required to commence, continue, defend or represent me in a court proceeding regarding property.

My Attorney for Property shall have the authority to receive all information and records regarding my property.

## **4. EFFECTIVE**

This Continuing Power of Attorney for Property shall not have any effect unless and until I am incapable of managing property.

The written declarations of two (2) licensed and qualified medical practitioners that I am incapable of managing property shall serve as conclusive proof that I am incapable of managing property.

My Attorney for Property shall exercise the authority given in this Continuing Power of Attorney for Property during and despite my incapacity to manage property.

## **5. PRIORITY**

Where I also have a Power of Attorney for Personal Care in effect, and the exercise of the authority under the said Power of Attorney for Personal Care and the exercise of the authority under this Continuing Power of Attorney for Property bring about a conflicting result, the authority under the said Power of Attorney for Personal Care shall have priority and shall be followed to the extent of the conflict.

## **6. DECLARATIONS**

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I am at least eighteen (18) years old.

I have the capacity to make a Continuing Power of Attorney for Property.

I have read and understand the nature and effect of this Continuing Power of Attorney for Property.

I am making this Continuing Power of Attorney for Property freely and voluntarily.

Each person I have appointed as Attorney for Property is at least eighteen (18) years old.

Each person I have appointed as Attorney for Property is eligible to be an Attorney for Property under a Continuing Power of Attorney for Property.

No person I have appointed as Attorney for Property is an undischarged bankrupt or has been convicted of a crime involving dishonesty for which they have not received a pardon.

No person I have appointed as Attorney for Property is a person whom I pay for health care or for residential, social, training or support services, unless they are relative of mine.

*DRAFT*

# This is the end of our Free Preview!