

Lasting Power of Attorney – Choosing a Certificate Provider

A Certificate Provider is required for every Lasting Power of Attorney which is made. A Certificate Provider is someone who you (the Donor) choose, who can confirm that you:-

1. understand your Lasting Power of Attorney;
2. have not been put under pressure to make it and it has not been completed fraudulently.

This is an important safety aspect of your LPA. Your certificate provider can be either someone who has known you for at least 2 years, or has the relevant skill or knowledge to be able to form a professional judgement about your understanding.

If you choose someone with the relevant professional skills, they must be one of the following:-

1. a registered healthcare professional (e.g. your Doctor);
2. a Solicitor, Barrister or Advocate;
3. a registered Social Worker;
4. an independent Mental Capacity Advocate (IMCA);
5. someone who considers that they have the relevant professional skills and can specify what they are (on the LPA).

Your Certificate Provider should not be your spouse, partner or civil partner, your family members, or anybody who is related to you.

You will need to let the person know who you intend to choose as your Certificate Provider and this is usually discussed at our initial appointment with you. Your Certificate Provider must be willing to act in such a capacity and satisfy him/herself that (s)he is able to provide the certificate.

If you require any further information in relation to choosing a Certificate Provider, you should not hesitate to contact us.