



# Myerson Wills, Trusts & Probate

Lasting Powers of Attorney

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# Welcome

We understand the complexities of modern life, relationships, and the importance of taking care of you, your family and your financial interests. So it's a deep source of satisfaction that so many families, institutions and individuals choose Myerson as an integral part of their succession strategy.

## Why Myerson?

Our specialist Wills, Trusts and Probate Team are all highly experienced and knowledgeable about Lasting Powers of Attorneys.

We are proud to be ranked as 'Top Tier' in the prestigious international directory **The Legal 500**, and commended by The Times '**Best Law Firms 2019**'. Therefore, you can be reassured you will receive a high quality and truly bespoke service.



# How We Work?

Every client is different, and we are here to support you every step of the way.

**Personal, Partner-led Service.** We get to know you and what you and your family want to achieve. We will help you consider and draft a Lasting Power of Attorney.

**The Highest Level of Expertise.** With specialist knowledge and accreditations such as **STEP** (Society of Trust and Estate Practitioners) and **SFE** (Solicitors for the Elderly) our solicitors are highly trained with the necessary skills to deal with a variety of complex matters, from vulnerable individuals to issues involving mental capacity.

**A Team You Can Trust.** You're in safe hands. We help clients nationwide with simple and complex Wills and estate planning on a daily basis. You can rest assured that our expert team knows its stuff!



# Your Solicitors



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### **The solicitors that will be working with you are specialists.**

All of our lawyers not only draft Lasting Powers of Attorney but also draft Wills and deal with the administration of estates, so they know the pitfalls which can arise.

Having undertaken additional training on the legalities of putting together LPAs, as well as soft skills to deal with clients who may be losing mental capacity, our team are well equipped to help address and foresee practical issues which might arise later.

As well as making LPAs, we have also helped families to query actions by Attorneys and cancel documents which have been put in place appointing inappropriate Attorneys.

You can find out more about our Wills, Trusts and Probate team by clicking [\*\*here\*\*](#).



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# Our guide to Lasting Powers of Attorney

## What is a Lasting Power of Attorney?

A lasting power of attorney (“LPA”) is a legal document in which you give authority to a person/s (“Attorney”) to deal with your affairs on your behalf.

An ordinary power of attorney only lasts whilst the person who makes it retains mental capacity whereas an LPA, continues after the loss of mental capacity.

LPAs are to be used during your lifetime in the event that you are unable to make decisions yourself due to loss of mental capacity.

There are two types of LPA; Financial Affairs and Health.

## Do I need LPAs if I have a Will?

LPAs only deal with decision making during your lifetime and ends on death. Wills deal with the disposition of your assets after your death and therefore the two do not cross over.



# Which type of LPA should I make?

We advise clients to make both types of LPA.

The Financial Affairs LPA can be used out of convenience, for example, if you were away for a short period of time or physically incapacitated and unable to attend somewhere in person or sign documents.

The Health LPA can only be used if you are unable to make decisions about your medical treatment.

Some clients prefer to have different sets of people acting so that they can choose the most suitable attorney to make a particular decision.

## What happens if I do not have an LPA?

If a person loses mental capacity and has not put into place a valid LPA, an application to the Court of Protection for a Deputyship Order will need to be made. A Deputy is similar to the role of the Attorney, but the appointment is by the Court.

Full financial disclosure will be required of the person who lacks mental capacity to include income, expenditure and current assets. Checks are also required on the intended Deputy to ensure that they are suitable to act.

The Court of Protection will usually only appoint one Deputy whereas more than one can be appointed in a LPA. The process can take 2-3 times longer and costs 2-3 times more than making an LPA.

## What if I have appointed a next of kin?

A next of kin does not have any legal standing when it comes to making decisions about health. The medical profession tends to use this term for an emergency contact.

# What is the process?

- Step 1** We will send our LPA information pack.
- Step 2** Then we will meet with you to discuss the structure of your LPAs and document issues around mental capacity and undue influence.
- Step 3** We will draft your LPAs and send a copy for your approval.
- Step 4** We will meet with you to sign your LPAs, act as witness and Certificate Provider (if applicable).
- Step 5** Your LPAs will be circulated to your Attorneys for signing with note about their role.
- Step 6** We will register your LPAs with the Office of the Public Guardian (please note that there is a statutory waiting period of 4 weeks).
- Step 7** We will provide you with certified copies of your LPAs which will be ready for use.

## How much does it cost?

Our fees for making LPAs vary:

- A single LPA will cost £800 plus VAT.
- A pair of LPAs will cost £1,200 plus VAT.
- Making both kinds of LPA for a couple will cost £1,800 plus VAT

Please note that your LPAs will need to be registered and that the Office of the Public Guardian charges a registration fee of £82 for each individual LPA.

# Don't just take our word for it...

*"From our first telephone conversation, Myerson dispelled any doubts with a warm and friendly approach."*

*"Their response time and communication is excellent and I would have no hesitation in recommending Myerson in the future."*

*"The service we received at Myerson was sensitively handled, highly competent, professional, timely and efficient. The advice, guidance and support were excellent, well communicated and expertly executed."*

*"I would like to thank the team. I would heavily recommend them, and I have, to other friends and family. Their service has been efficient, speedy and reliable. Myself and my family found them very understanding, kind and friendly."*

*"I have total confidence in the advice and support I received."*

To view more Myerson reviews visit our Review Solicitors page by [clicking here](#).



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# You're in safe hands!

If you would like further information about how we can help you with an LPA, or if you have any questions, please don't hesitate to contact a member of our Wills, Trusts and Probate Team today.

**Call: 0161 941 4000**

**Click: [myerson.co.uk](http://myerson.co.uk)**

**Email: [lawyers@myerson.co.uk](mailto:lawyers@myerson.co.uk)**



 SCAN ME



Because  
life is rarely  
**black and  
white.**



myerson



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