

Revocation of enduring power of guardianship

Instructions

Please read 'How to change or cancel your powers' before filling in the form that follows.

You may change or revoke your enduring power of guardianship at any time, so long as you have capacity.

You can revoke your power by filling out the 'Revocation of enduring power of guardianship' form on the following page and giving it, or a certified copy, to your guardian or alternative guardian. You should keep a certified copy for your records and a record of how you told your guardian or alternative guardian of the revocation.

Two witnesses must sign this form together and in front of you. You, your guardian or your alternative guardian cannot be witnesses. You also cannot have anyone who is related to you, your guardian or your alternative guardian as witness. One of the witnesses must be authorised by law to witness the signing of statutory declarations.

See 'Who can sign statutory declarations?'.

It is very important that you ask your guardian or alternative guardian to return the enduring power of guardianship form to make sure that they do not continue to act on your behalf. It is also a good idea to notify any people or organisations that your guardian or alternative guardian may have been dealing with, such as your doctor or service providers.

See 'What do these words mean?' for an explanation of revocation, guardian or alternative guardian or any other words that you do not understand on these forms.

Information for witnesses

As a witness your responsibility goes beyond making sure that the signature of the person revoking the power is genuine. You also need to certify that this person, called the donor, has:

- signed the document freely and voluntarily in front of you without any undue influence or pressure
- has the capacity to revoke the power of attorney.

Capacity, or legal capacity, means you have the ability to reason things out. You can understand, retain, believe, evaluate (that is, process) and weigh up relevant information.

If you have any doubts it is strongly recommended that you make a written record of your concerns and any questions you asked to work out the donor's capacity. You can also make appropriate inquiries with the donor's consent. For example, you could contact the donor's doctor or ask for a medical certificate confirming their capacity.

If you think that the donor does not understand the nature and effect of this document, you should refuse to sign the form. You should also refuse to sign the form if the donor appears to be signing it under duress, undue influence or pressure from another person.

Revocation of appointment of enduring guardian

Print your full name here 1. I, _____

Print your address here of _____

Print your occupation here _____

Print the full name of your guardian or alternative guardian here revoke the appointment of _____

Print your guardian or alternative guardian's address here of _____

Print your guardian or alternative guardian's occupation here _____

Insert guardian or alternative guardian as applicable here as my _____

Insert enduring guardian or alternative enduring guardian as applicable here 2. This revocation of appointment as an _____ is made under Division 5A of Part 4 of the *Guardianship and Administration Act 1986*.

Sign and date here Signature of appointor _____ Date _____

Certificate of witnesses

Print the full name of the person who is authorised to witness the signing of statutory declarations here We, _____

Print the address of this first witness here of _____

Print the occupation of your first witness here _____

Print the full name of your second witness here and _____

Print the address of your second witness here of _____

Print the occupation of your second witness here _____

certify -

a) that the appointor has signed this instrument freely and voluntarily in our presence; and

b) that the appointor appeared to understand the effect of this instrument.

First witness signs and dates Signature _____ Date _____

Second witness signs and dates Signature _____ Date _____