

**GENERAL POWER OF ATTORNEY
FOR REPRESENTATION OF AN INDIVIDUAL**

Under the Powers of Attorney Act 2006, section 92, for section 13

[Explanation:

“principal” means the person making this power of attorney.

“attorney” means the person who is authorised to act for the principal.]

Instructions and information:

- Any part of the form that is crossed out must be initialled by the principal.
- It is recommended that the principal initial the bottom of each page of this power of attorney.
- **NOTE: if the principal wishes the power of attorney to be ongoing, please complete clause 2.1. If the principal wishes the power of attorney to apply to one case only, please complete clause 2.2.**

1. Appointment of attorney

I,
(name)

of
(address)

appoint:

.....
(name)

of
(address)

to be my attorney.

* See Notes at the end of this form.

2.1 Directions, Limitations and Conditions (complete if power of attorney is to be ongoing)

My attorney shall only exercise power under this power of attorney, subject to the following directions, limitations and conditions:

This authority applies only in relation to proceedings before the ACT Civil and Administrative Tribunal (ACAT) in which I am party, or in which I have an interest. The authority is specifically limited to:

- (a) starting and responding to applications in the ACAT in my name;
- (b) the execution of any documents arising from or relating to proceedings in the ACAT;
- (c) engaging in negotiations relating to any proceedings before the ACAT, including [or not including]*, the capacity to resolve or conclude proceedings without my consent;
**delete the option which is not applicable*
- (d) appearing on my behalf and representing me in proceedings before the ACAT.

2.2 Directions, Limitations and Conditions (complete if power of attorney is to apply to one case only)

My attorney shall only exercise power under this power of attorney, subject to the following directions, limitations and conditions:

This authority applies only in relation to my application to the ACT Civil and Administrative Tribunal (ACAT) against..... The authority is specifically limited to:

- (a) appearing on my behalf and representing me in the aforementioned proceedings;
- (b) engaging in negotiations relating to the aforementioned proceedings, including [or not including]*, the capacity to resolve or conclude proceedings without my consent, and executing any ancillary documents to facilitate settlement.
**delete the option which is not applicable*

3. Commencement

This power of attorney commences immediately.

4. Statement of Understanding and Signature

I fully understand that, by making this power of attorney, I authorise my attorney to act on my behalf in accordance with the terms set out in this power of attorney. I also understand the nature and effect of making a power of attorney. [* see Notes at the end of this form.]

Signature.....Date.....
(Signature of principal)

5. Certificate of witness

Only one witness can be a relative of the principal or the attorney. [A child, the person signing this power of attorney for you or the attorney cannot be a witness.]

Witness 1

I,
(full name and occupation)

of
(address)

AND

Witness 2

I,
(full name and occupation)

of
(address)

certify that the principal:

- a) signed this power of attorney in my presence voluntarily; and
- b) at the time the principal signed this power of attorney, the principal appeared to me to understand the nature and effect of making it.

Witness 1

Signature.....Date.....

Witness 2

Signature.....Date.....

NOTE: Obligations of the attorney include the following:

- a) Unless authorised expressly under this power of attorney, you must avoid transactions which result, or may result, in conflict between your duty to the principal; and either the interests of you, or your relative, business associate or close friend of the attorney; or another duty of you may have.
- b) You must notify other attorneys when you resign as attorney or your authority is revoked. You must notify other attorneys and any one who has had dealings with you as the principal's attorney, about any court or tribunal matter that has effect on your authorisation.

NOTES

Section 1, Appointment of attorney

- You may appoint an adult or an entity other than an individual (e.g. a corporation) as an attorney.

Section 2, Directions, Limitations and conditions

- If you want your attorney to exercise power for any specified purpose or specified purposes, indicate it in this section.
- You may also indicate in this section whether you want this power of attorney to end on a particular date or event.

Section 4, Statement of Understanding and Signature

Understanding the nature and effect of making a power of attorney includes understanding each of the following:

- (a) that the principal may, in the power of attorney, state or limit the power to be given to an attorney;
- (b) that the principal may, in the power of attorney, instruct the attorney about the exercise of the power;
- (c) when the power under the power of attorney can be exercised;
- (d) that, if the power under a power of attorney can be exercised for a matter, the attorney has the power to make decisions in relation to, and will have full control over, the matter subject to terms or information about exercising the power that are included in the power of attorney; and
- (e) that the principal may revoke the power of attorney at any time the principal is capable of making the power of attorney.

Section 5, Certificate of witness

If needed, you can direct a person to sign the document on your behalf. This person must be at least 18 years of age, not a witness to this form of appointment, and not someone you are appointing as your attorney. You should give this direction to sign on your behalf in the presence of the witnesses.