

Power of Attorney NSW – your complete guide

Author: Lauren Weatherley
Email: lauren@ealawyers.com.au
Date: Monday March 29, 2021

A Power of Attorney (sometimes referred to as a Financial Power of Attorney although not a legal term) is a document which enables you to appoint someone ("the Attorney") to manage your financial and legal affairs when you are unable to do so.

There are Enduring Powers of Attorney or General Powers of Attorney. Both documents become ineffective if you die.

The Power of Attorney that we usually use is the Enduring Power of Attorney. In this article we will look at:

- the difference between a General Power of Attorney and Enduring Power of Attorney;
- the powers of the Attorney;
- when a Power of Attorney operates;
- appointing Attorneys;
- specific powers you can include in your Power of Attorney;
- revoking a Power of Attorney, and more.

The appointment of someone to make decisions on your behalf related to your wellbeing as opposed to your financial and legal affairs (sometimes commonly referred to as a Medical Power of Attorney), is called an Appointment of Guardian in NSW. You can read more about this in our article "What is an Appointment of Guardian?".

This article is of a general nature and should not be relied upon as legal advice. If you require further information, advice or assistance for your specific circumstances, please contact E&A Lawyers.