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| --- | --- |
| The donor appoints the donee as his or her attorney and authorises him or her to execute all or any instruments that may be necessary for giving effect to any dealing with any property of the donor, including any land, estate or interest of which the donor is or may become the registered proprietor, with such specific additional powers as are set out or referred to on the back of this document. | (NOTES 1 - 2) |

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| --- | --- | --- | --- |
| DONOR OF POWER | Name:  Address: |  | (NOTE 3) |

|  |  |  |  |
| --- | --- | --- | --- |
| DONEE OF POWER  (ATTORNEY) | Name:  Address: |  | (NOTE 4) |

|  |  |  |
| --- | --- | --- |
|  | ………………………………………………………………..  Signed by the donor  on (Date) …….……………………….……………………...  In the presence of:  ………………………………………………………………..  Signature of qualified witness  ………………………………………………………………..  ……………………………………………………………….. | (NOTE 5) |

|  |  |  |
| --- | --- | --- |
| SPECIMEN SIGNATURE OF DONEE | ……………………………………………………………………….……… | (NOTE 6) |

**SPECIFIC POWERS** (NOTE 7)

1. To comply with provisions contained in a memorandum of Common Provisions recorded in the Register as No………………….
2. Additional Powers:

### SCHEDULE OF NOTES

1. This form may be lodged in duplicate. The original must be printed, typed or completed in ink and contain the signatures of all parties and their witnesses, if any, in ink, as shall any duplicate. Alterations to information entered on the form should be crossed out (not erased or obliterated by painting over) and initialled by the parties. This form has been developed taking into account the provisions under the *Powers of Attorney Act*.
2. If there is insufficient space in any panel use the space above or any annexure sheet (Form 95).
3. Insert the donor of the power’s full name and an address, which may be a postal address, for the service of notices.
4. Insert the Donee of the power’s full name and an address, which may be a postal address, for the service of notices. If more than one donee state whether they will be signing jointly or severally.
5. Persons who may witness this document are a Commissioner for Oaths, a member of the Legislative Assembly, a legal practitioner within the meaning of the *Legal Profession Act*, a person holding office under the *Supreme Court Act,* the *Justices Act,* the *Local Court Act* or the *Registration Act,* a member of the Police Force, a person licensed as a conveyancing agent or real estate agent under the *Agents Licensing Act,* a Notary Public and any other person approved by the Registrar-General.

A witness to an instrument executed by an individual must first:

1. take reasonable steps to ensure that the individual is the person entitled to sign the instrument;
2. have the individual execute the document in the presence of the witness;
3. not be a party to the instrument; and
4. if witnessing more than one signature, clearly state that he/she has witnessed more than one signature. (ie I have witnessed the two signatures appearing above).

After signing, witnesses must legibly write, type or stamp their names and contact address or telephone number below their signature.

For a corporation, an instrument must be executed in a way permitted by law or sealed with the corporation’s seal in accordance with the *Law of Property Act*, Section 48.

1. The original shall contain a specimen signature of the donee, except if the donee is specified by reference to a named position. Where the original purports to have been singed by a body corporate, it shall be authenticated by or on behalf of the corporation in a manner permitted by law.
2. A power of attorney may incorporate any common provision contained in a Memorandum of Common Provisions retained by the Registrar, by reference to the provision in a way sufficient to clearly identify it - eg. by reference to the number of the memorandum. If not all the provisions of that memorandum are to apply, the numbers of the provisions that are to apply should be specified.

The Memorandum of Common Provisions are a guide only and may be added to or deleted.