



Legal Education  
Society of Alberta

*presents:*

# Drafting Personal Directives and Enduring Powers of Attorney

Stay informed  
about best  
practices for  
drafting PDs  
& EPAs

## ENDURING POWER OF ATTORNEY

About using this form

You may choose one attorney or more than one. If you choose one attorney then you must delete everything between the square brackets on the first page of the form. If you choose more than one, you must decide whether they are to act:

- Jointly (that is, they must all act together and cannot act separately) or
- and severally (that is, they can all act together but any one can also act on their own).

6. Your attorney(s) can recover out-of-pocket expenses of an attorney(s). If your attorney(s) are professional people, for example solicitors or accountants, they may be able to claim for their professional services as remuneration of your attorney(s) if they are trustees they may be able to accept it).

If your attorney(s) have resigned, that you have become or are potentially incapable of managing your affairs, your attorney(s) will have a duty to apply to the Court of Protection for a

WILLS & ESTATES

Learn how to draft PDs and EPAs, review capacity requirements, and discuss the litigation issues relating to these.

EDMONTON  
December 2,  
2013

CALGARY  
December 5,  
2013

LEARNING  
LEVEL:  
Fundamental



## Drafting Personal Directives and Enduring Powers of Attorney

### CHAIR

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### EDMONTON

**December 2, 2013**

Westin Edmonton  
10135 - 100 St NW

### CALGARY

**December 5, 2013**

Glenmore Inn  
2720 Glenmore Trail SE

**9:00 AM - 12:00 PM**

## WHO SHOULD ATTEND?

This program is appropriate for practitioners during their first five years of practice. It will assist junior lawyers seeking a practical foundation or more experienced lawyers wanting to revisit the fundamentals or develop an interest in a new area of practice.

## THANK YOU

The generous contributions of time, talent, and energy from all of our volunteers make every Legal Education Society of Alberta program a great success. We greatly appreciate the work of our volunteers and their service to the profession.

## CAPACITY AND DUTIES OF A LAWYER

Learn the duties of a lawyer in regards to:

- What evidence to obtain and retain
- What is proper practice when capacity is an issue
- Consequences of accepting or refusing a retainer to act

## UPDATE ON LITIGATION RELATING TO PDs and EPAs

Review recent cases involving disputes relating to PDs and EPAs to look for issues and problems that have been encountered. The focus will be on:

- How to avoid problems with the implementation or administration of either an PD or an EPA
- Principles to keep in mind when working with families dealing with capacity issues
- Red flags that might raise concerns for lawyers who are asked to prepare PDs and EPAs

## CAPACITY

Discover the main indicators of incapacity in PDs and EPAs including:

- Red flags for lawyers indicating if a client's capacity is in question
- Best practices for capacity evaluation from a clinician's perspective
- What not to do when drafting the "trigger" clause in a PD or EPA

## PLANNING, DRAFTING, AND ISSUES

Become familiar with the best practices for "standard" PDs and EPAs. Learn about drafting for specific or unusual circumstances, including but not limited to:

- Dealing with real property
- Granting an attorney particular authorities
- Multiple co-existing powers of attorney

REGISTRATION FORM  
LESA.org

DRAFTING PERSONAL DIRECTIVES AND ENDURING POWERS OF ATTORNEY

Please  
check all  
those that  
apply

- EDMONTON December 2, 2013
- CALGARY December 5, 2013
- EARLY BIRD! Before October 30, 2013 **\$195 + GST**
- REGULAR: After October 30, 2013 **\$225 + GST**
- I am unable to attend the seminar but please email me when the materials are available.

LESA offers a range of Access Bursaries on select programs.

- I live more than 125km (one way) driving distance (25% reduction in fees)\*
- I live more than 250km (one way) driving distance (50% reduction in fees)\*
- I am a law student or student-at-law (25% reduction in fees)

A limited number of Access Bursaries are available, including bursaries on the basis of financial need. Please contact the LESA office for details. \* From nearest seminar site as set out in Appendix II of the legal aid tariff. Remit fees where applicable.

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ONLINE: LESA.org EMAIL: lesa@lesa.org

**CANCELLATIONS:** Registration fees, less a \$50.00 administration fee, will be refunded for cancellations received in writing at least (3) full business days prior to the seminar. Refunds cannot be given after that date, however, seminar materials, if any, will be forwarded. Registrant substitution is permitted at all times.

LESA Privacy Policy can be found online at LESA.org

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