



Mrs D Branning  
5 Albert Square  
London  
E3 2UD

13 July 2017

Our ref: **7000-0000-2472**

Dear Mrs Branning

**Re: Mrs Dorothy Branning**

Thank you for your **[phone call of/letter dated/email dated] [DD Month YYYY]**. I am sorry to tell you that we do not have the legal authority to act on your concerns.

**[EITHER concern raiser believes the donor has been mistreated – but OPG has no authority if a deed of revocation has been made]**

We have received a deed of revocation (a legal document cancelling a lasting power of attorney) from Mrs Branning. We have told the attorneys named in the lasting power of attorney (LPA).

We do not have any legal authority to investigate an attorney after the donor has cancelled their LPA.

At this point, you have these options:

- seek legal advice – a solicitor will be able to help you work out what you can do about your concerns
- contact Mrs Branning's local social services department (by raising a safeguarding adult at risk referral) as they have greater powers to investigate health and welfare concerns
- if you think Mrs Branning is the victim of a crime, contact the police

**[OR concern raiser believes the donor has been forced to make an LPA – but OPG has no record of a registered LPA]**

The Office of the Public Guardian (OPG) has no record of a registered lasting power of attorney (LPA) in Mrs Branning's name.

We can only investigate concerns about attorney(s) appointed in an LPA if the LPA is registered with us.

If Mrs Branning has mental capacity **[he/she]** has the option of withdrawing the LPA, which only comes into force as a legal document once it is registered with OPG.

If you believe Mrs Branning does **not** have mental capacity, you can apply to the Court of Protection ('the court') to cancel an existing, unregistered LPA, and ask them to appoint a deputy to investigate how Mrs Branning's finances have been managed.

To apply to the court, you can:

- download the application forms from [www.gov.uk/court-of-protection](http://www.gov.uk/court-of-protection)
- ask the court for the forms by calling 0300 456 4600

You also have these options:

- seek legal advice – a solicitor will be able to help you work out what you can do about your concerns
- contact Mrs Branning's local social services department (by raising a safeguarding adult at risk referral) as they have greater powers to investigate health and welfare concerns
- if you think Mrs Branning is the victim of a crime, contact the police

## **THEN**

I hope this information is helpful.

Yours sincerely

a manager  
Safeguarding Officer  
[opg.safeguardingunit@publicguardian.gsi.gov.uk](mailto:opg.safeguardingunit@publicguardian.gsi.gov.uk)  
**Office of the Public Guardian**

Cymraeg: if you'd prefer to hear from us in Welsh, email [customerservices@publicguardian.gsi.gov.uk](mailto:customerservices@publicguardian.gsi.gov.uk) or write to us at the address above.