

POWER OF ATTORNEY

This legal document gives one or more persons the power to act on your behalf. The power may be limited to a particular activity (Procura speciale), i.e. closing the sale of your home, to a general activity (Procura generale) in its application, empowering one or more person to act on your behalf in a variety of situations, or it could even be referred to a durable activity (i.e. financial Power of Attorney) on your behalf ; it may take effective immediately or only upon the occurrence of a future event.

Normally this document is revocable.

A Power of Attorney must be signed by the person granting the authority, known as the “Principal”; the Principal must be mentally competent at the time on signing in order to make the document legally binding; if there is any question about the Principal’s mental competence, a physician may be asked to certify in writing that the person understands the document and the consequences of signing the document.

The person named in a Power of Attorney to act in your behalf is commonly referred to as your “Agent” or “Attorney in fact”; with a valid Power of Attorney, your Agent can take any action permitted in the document.

Often your Agent must present the actual document to invoke the power; For example, an Agent who signs documents to buy or sell real property on your behalf must present the Power of Attorney to the title company; the same applies opening and closing bank accounts.

It is a very useful deed because it helps in the case you are not in the conditions or if it is inconvenient to personally attend to your affairs.