
STATUTORY INSTRUMENTS

2007 No. 1253

The Lasting Powers of Attorney, Enduring Powers
of Attorney and Public Guardian Regulations 2007

PART 4

FUNCTIONS OF THE PUBLIC GUARDIAN

Security for discharge of functions

Security given under regulation 33(2)(a): requirement for endorsement

- 34.**—(1) This regulation has effect for the purposes of regulation 33(2)(a).
- (2) A bond is entered into in accordance with this regulation only if it is endorsed by—
- (a) an authorised insurance company; or
 - (b) an authorised deposit-taker.
- (3) A person may enter into the bond under—
- (a) arrangements made by the Public Guardian; or
 - (b) other arrangements which are made by the person entering into the bond or on his behalf.
- (4) The Public Guardian may make arrangements with any person specified in paragraph (2) with a view to facilitating the provision by them of bonds which persons required to give security to the Public Guardian may enter into.
- (5) In this regulation—
- “authorised insurance company” means—
- (a) a person who has permission under Part 4 of the Financial Services and Markets Act 2000^{M1} to effect or carry out contracts of insurance;
 - (b) ^{F1} ...
 - (c) a person who carries on insurance market activity (within the meaning given in section 316(3) of that Act); and
- “authorised deposit-taker” means—
- (a) a person who has permission under Part 4 of the Financial Services and Markets Act 2000 to accept deposits;
 - (b) ^{F2} ...
- (6) The definitions of “authorised insurance company” and “authorised deposit-taker” must be read with—
- (a) section 22 of the Financial Services and Markets Act 2000;
 - (b) any relevant order^{M2} under that section; and
 - (c) Schedule 2 to that Act.

Textual Amendments

- F1** Words in [reg. 34\(5\)](#) omitted (31.12.2020) by virtue of [The EEA Passport Rights \(Amendment, etc., and Transitional Provisions\) \(EU Exit\) Regulations 2018 \(S.I. 2018/1149\)](#), [reg. 1\(3\)](#), [Sch. para. 53\(a\)](#) (with [reg. 4](#)); [2020 c. 1, Sch. 5 para. 1\(1\)](#)
- F2** Words in [reg. 34\(5\)](#) omitted (31.12.2020) by virtue of [The EEA Passport Rights \(Amendment, etc., and Transitional Provisions\) \(EU Exit\) Regulations 2018 \(S.I. 2018/1149\)](#), [reg. 1\(3\)](#), [Sch. para. 53\(b\)](#) (with [reg. 4](#)); [2020 c. 1, Sch. 5 para. 1\(1\)](#)

Marginal Citations

- M1** [2000 c.8.](#)
- M2** [S.I. 2001/544](#), as amended by [S.I. 2001/3544](#), [2002/682](#), [1310](#), [1776](#) and [1777](#), [2003/1475](#), [1476](#) and [2822](#), [2004/1610](#) and [2737](#), [2005/593](#), [1518](#) and [2967](#) and [2006/1969](#), [2383](#) and [3221](#).

Changes to legislation:

There are currently no known outstanding effects for the The Lasting Powers of Attorney, Enduring Powers of Attorney and Public Guardian Regulations 2007, Section 34.