

Comparison Chart for Enduring Power of Attorney and Representation Agreement Section 7 F+L

Some people may NOT meet the capability requirements to make an EPA — the RA7 is designed to be a legal alternative. The majority of people who meet the capability requirements will make an EPA—in case; a few may choose an RA7 F+L.

FINANCIAL AUTHORITIES	RA7 F+L	EPA
SAME Financial Authorities for RA7 and EPA		
Bank matters - e.g. open/close an account, deposit/withdraw funds.	Yes	Yes
Renew or make payments on existing loans.		
Obtain financial benefits or entitlements.		
Make and manage your investments according to the Trustee Act.		
Act as the Account Holder for a Registered Disability Savings Plan.		
<i>See the definition of routine management of financial affairs for RA7 and EPA list of authorities. More resources p. 3</i>		

SOME DIFFERENCES between RA7 and EPA Financial Authorities		
Create, cancel or change a beneficiary designation in an instrument, other than a Will. (An instrument refers to investments such as a Tax Free Savings Account and RRSP)	When converting an instrument (e.g. RRSP to RIF), a beneficiary designation must be consistent with the original designation. When setting up a NEW instrument, the adult's estate is automatically designated. Can NOT cancel or change a beneficiary designation.	When renewing, replacing or converting an instrument, the beneficiary must be the same as you named in the original. For a new instrument, your estate must be the beneficiary. Can change a designation you made, only if the court authorizes it.
Delegate authority to someone else. (This is different than appointing an alternate. In this case, the person appointed could delegate their authority to someone else.)	Can delegate authority only with respect to investments and only to a qualified investment specialist.	Delegating is automatically allowed with respect to investments. You can allow it for other decision making areas if you specify this in your EPA.
Buy, renew, or cancel motor vehicle, household, or other insurance on your behalf.	Yes , except can NOT purchase a new life insurance policy.	Yes , except EPA must specify if purchasing a new life insurance policy is allowed.
Make charitable donations.	Yes , up to a defined limit, if it is your practice and is within your means.	Yes , with more flexibility than allowed in an RA7.

FINANCIAL AUTHORITIES	RA7 F+L	EPA
OTHER Financial Authorities		
Deal with any matters involving the Land Title Office. For example, deal with: <ul style="list-style-type: none"> • Buying and selling real estate property. • Taking out a new mortgage. • Builders' liens. • Mineral and agricultural rights. • Laneway housing. • Leasing your real estate property for a term of 3 years or more. 	No	Yes , if your EPA is witnessed correctly and includes an Officer Certification signed by those who are qualified.
Act on your behalf as a director or officer of a corporation you own or serve on.	No	Yes
Take a fee when carrying out their duties.	No	Yes , only if the amount or rate is specified in your EPA.
Use your money or property for the benefit of themselves or others—such as minor children. This could involve borrowing/lending your money, transferring ownership of your vehicle or real estate or making gifts.	No	Yes , with some exceptions or conditions and certain authorities must be specified in your EPA. <i>(This authority would be important if you have a spouse and/or minor children or other dependents.)</i>
Take more risks with your investments than allowed by the Trustee Act.	No	Yes , only if you specify in your EPA that your attorney (or the delegated advisor) has discretion with respect to investments.
Take out a new loan on your behalf, or guarantee one for someone else.	No	Yes
Apply for and/or manage pension entitlements and benefits held in another jurisdiction (province or country).	The RA7 is a type of agency (like an EPA) but most jurisdictions use the term Power of Attorney in their legislation to recognize documents from other jurisdictions and therefore do not accept the RA7.	Probably , an EPA that is valid in BC most likely meets the requirements of another province or country for this purpose.
Deal with real estate property in another province or country.	No	It is best to make an EPA for the province or country where you own the real estate.
Use your credit card.	No	No

LEGAL AUTHORITIES	RA7 F+L	EPA
Obtain legal services.	Yes	Yes
Instruct a lawyer to act on your behalf to begin, continue, compromise, defend or settle any legal proceedings.	Yes , except cannot <i>begin</i> divorce proceedings on your behalf.	Yes
Represent you in small claims court.	Yes	Yes
Settle a claim for compensation on your behalf.	Yes	Yes
<p><i>When assisting in the context of a legal proceeding, as above, your representative can act as your litigation guardian. This term is used in law when someone has to act on behalf of another individual in legal matters.</i></p>		
Make a Will on your behalf or change your existing Will.	No	No

This chart provides a general overview only. It is not intended to be a complete inventory or comparison.

SOME FAQs

Who makes an RA7 F+L?

Some people who meet the capability requirements to make an EPA may decide to make an RA7 F+L. However, as you can tell from this chart an EPA is the most comprehensive document for financial and legal affairs and is recommended for people who meet the capability requirements.

If someone does not meet the capability requirements to make an EPA, Nidus recommends making an RA7 All as the Representation Agreement Act has a different view of capability for Agreements under section 7. An RA7 is a legal alternative to adult guardianship—to avoid loss of rights and personhood.

Nidus has free Representation Agreements forms that fit different situations, watch video [Get Started](#)

What are the capability requirements for making an EPA?

See the Nidus fact sheet on Enduring Power of Attorney — www.nidus.ca — click Information (top blue menu bar) > Enduring Power of Attorney > [Fact Sheet](#)

MORE INFORMATION & RESOURCES FROM NIDUS — Go to www.nidus.ca

Click **Information** (top blue menu bar) > Enduring Power of Attorney > [More EPA Resources](#)

Click **Information** (top blue menu bar) > Representation Agreement
 > [RA Overview](#)
 > [More RA Resources](#)

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