

DEPOSIT OF POWERS OF ATTORNEY ACT

Cap 171 – 25 October 1928

ARRANGEMENT OF SECTIONS

SECTION

1. Short title
 2. Deposit of power of attorney
 3. Foreign deed of appointment
 4. Offences
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DEPOSIT OF POWERS OF ATTORNEY ACT

1. Short title

This Act may be cited as the Deposit of Powers of Attorney Act.

2. Deposit of power of attorney

(1) Where any person who has left or leaves Mauritius has appointed or appoints an attorney or agent in Mauritius to represent him in any capacity in any proceedings before a Court, by an authentic deed, or by a deed under private signatures, the notary who has drawn up such deed or who received or receives the deposit of such power of attorney, or the holder of any such power of attorney under private signatures, where it has not been deposited with a notary, shall within 15 days of the date of such power of attorney or of the date of the deposit thereof with the notary file in the Registry, where the same may be inspected on payment of the fee provided in the Legal Fees and Costs Rules 2000, an extract from such power of attorney relative to such powers of agency and to the names of such agents.

(2) No party to any proceedings before a Court shall pretend ignorance of any such power of attorney so deposited in the Registry.

[S. 2 amended by Act 29 of 1992.]

3. Foreign deed of appointment

Where the power of attorney, whether authentic or under private signatures, appointing an attorney or agent has been or is drawn up outside Mauritius, the attorney or agent appointed shall deposit the same with a notary in Mauritius before any use is made of it and section 2 shall apply to it.

4. Offences

Any person who contravenes this Act shall commit an offence and shall, on conviction, be liable to a fine not exceeding 500 rupees.
