



Professional  
Deputies

Managing the property and financial  
affairs of vulnerable adults

# Court of Protection (CoP) applications



[www.deputyship.co.uk](http://www.deputyship.co.uk)

# Court of Protection (CoP) applications



Drafting applications to the Court of Protection for members of the public forms a large part of the work that we do at Professional Deputies. This need will predominately arise where a person has not previously set up a Lasting Power of Attorney (LPA).

Such applications will generally cover the following areas:

## Property & Financial Affairs



Where a person has not previously set up an LPA, and no longer has the mental capacity to do so, an application to the CoP will be required for someone to be appointed as their deputy to manage that person's property & financial affairs.

## Change of Trustee



When two or more people own real property together they are referred to as the trustees of that property. If one or more of those trustees becomes incapable of managing their property and affairs they will not be able to sign any legally binding documents dealing with the property. If such a property is to be sold an application will need to be made for an order appointing someone to replace the incapable trustee, or trustees.

## Gifting



As a deputy or attorney you have limited powers to make gifts on the person's behalf for whom you have been appointed for, and you may need to seek the authority of the CoP if this is something that you are considering.

## Health & Welfare



Where a person has not previously set up an LPA, and no longer has the mental capacity to do so, an application to the CoP will be required for someone to be appointed as their deputy to manage that person's health & welfare matters.

## Statutory Will



A Statutory Will is a Will made by the Court of Protection on behalf of someone who is unable to make one themselves because they lack the required mental capacity.

## Contested applications



If a person is not happy with the appointment of a deputy, or would like the appointment of that deputy to be discharged (based on reasonable grounds), then an application to the CoP will be required.

## Amended powers, one-off decisions and urgent orders



Various scenarios may give rise to any of the above, which will all require applications to the CoP.

To keep up to date with Professional Deputies and all that is happening, please follow the firm here



**Andy Riddle, the owner of Professional Deputies, also owns and manages the main group on LinkedIn when it comes to managing vulnerable clients' financial affairs: Managing the Financial & Legal Affairs of Vulnerable Adults.**

**If this is of interest please visit:**

**[www.linkedin.com/groups/4034445/profile](https://www.linkedin.com/groups/4034445/profile)**

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