

# Court of Protection Deputies

## Property and Affairs

Following a serious injury or illness, it can be difficult to make decisions about the management of personal finances, as well as considering personal welfare and healthcare matters.

**During times of change, a person may not be mentally capable of making all of their own decisions. The Court of Protection is the judicial body responsible for assisting people if this is the case.**

### What is the Court of Protection's role?

Its main role is to ensure that people who lack capacity aren't exploited and that decisions are always made in their best interests.

We advise and assist in a range of situations thats affect individuals who are under the Court of Protection's jurisdiction.

### When would a Deputy be appointed?

If a loved one is unable to make all of their own decisions due to mental incapacity, it may be necessary to make an application to the Court of Protection to appoint a Deputy who'll make some decisions on their behalf.

In other circumstances, it may be necessary to ask the Court of Protection to make a one-off decision, such as a course of medical treatment or where someone should live.

Usually, a Deputy will be appointed when decisions are likely to arise over an extended period of time, for example with property and financial affairs. A person may have bank accounts, pensions, investments or a property that needs to be administered, but they're unable to do so themselves.

It may be necessary to obtain advice about the correct benefits to claim as well as public funding for care and other state support.

> My solicitor was tremendously prompt and supportive throughout the process and very much aware of what needed to be done. I was well prepared in advance of my role of Deputy.
>
> **Malcolm**
> **5* Trustpilot review**

## Your team of experts

By building a relationship based on trust and honesty, we're better placed to provide the support and expert advice you need.

Our specialist team have experience in balancing the emotive nature of the work, the needs of the client, and the specific requirements of the court. We can arrange swift and effective progress in even the most sensitive and complex of cases.

Our friendly Court of Protection team is the largest in the country and is highly reputable. With our national network of 17 offices, we can support you from across the country with a specialist team.



| Our specialist legal advice covers: |
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| Court of Protection applications |
| The appointment of Welfare and Property and Financial Affairs Deputies |
| Benefits advice for those under the Court of Protection |
| Local authority, NHS and other public funding |
| Seeking appropriate investment advice |
| Completion of annual tax returns |
| Completing Court of Protection Annual Deputy accounts |
| Retaining case managers, support workers and other professional therapists |
| Putting in place a Will for someone who lacks the ability to do it for themselves |
| Managing Local Authority Direct Payments |
| Court of Protection applications for sale of property, dealing with property in joint ownership or gifts for tax planning purposes |
| Advice on and representation in Court of Protection proceedings |
| Advice and assistance on complex mental capacity assessments and best interests health/welfare steps. |

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