

## Topic: Deputyships

**When and in what circumstances are Health Deputyships appropriate and achievable, and when will a hearing take place?**

- **The Mental Capacity Act 2005**

URL: <https://www.legislation.gov.uk/ukpga/2005/9/section/16>

- **Mental Capacity Act Code of Practice**

URL:

[https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment\\_data/file/921428/Mental-capacity-act-code-of-practice.pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/921428/Mental-capacity-act-code-of-practice.pdf)

- **Court of Protection Rules**

URL: <https://www.legislation.gov.uk/uksi/2017/1035/contents/made>

- **Cases - Appointment of welfare deputies**

- London Borough of Havering v LD & Anor [2010] EWCOP 3876

URL: <https://www.bailii.org/ew/cases/EWCOP/2010/3876.html>

- G v E & Ors [2010] EWCOP 621

URL: <https://www.bailii.org/ew/cases/EWCOP/2010/621.html>

- Re P [2010] EWCOP 1592

URL: <https://www.bailii.org/ew/cases/EWCOP/2010/1592.html>

- SBC v PBA and Others [2011] EWHC 2580 (Fam); [2011] COPLR Con Vol 1095

- Watt v ABC [2016] EWCOP 2532

URL: <https://www.bailii.org/ew/cases/EWCOP/2016/2532.html>

**"What is the correct approach to determining whether a welfare deputy should be appointed?"**

- Lawson, Mottram and Hopton, Re (appointment of personal welfare deputies) (Rev 1) [2019] EWCOP 22

URL: <https://www.bailii.org/ew/cases/EWCOP/2019/22.html>

- **Draft MCA Code of Practice - March 2022**

URL: <https://www.gov.uk/government/consultations/changes-to-the-mca-code-of-practice-and-implementation-of-the-lps/draft-mca-code-of-practice-summary>