

*Status: Point in time view as at 01/04/2008.*

*Changes to legislation: Mental Capacity Act 2005, Paragraph 22 is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

# SCHEDULE 3

## SCHEDULE 3 **E+W**

### INTERNATIONAL PROTECTION OF ADULTS

#### **PART 4** **E+W**

#### RECOGNITION AND ENFORCEMENT

##### *Enforcement*

- 22 (1) An interested person may apply to the court for a declaration as to whether a protective measure taken under the law of, and enforceable in, a country other than England and Wales is enforceable, or to be registered, in England and Wales in accordance with Court of Protection Rules.
- (2) The court must make the declaration if—
- (a) the measure comes within sub-paragraph (1) or (2) of paragraph 19, and
  - (b) the paragraph is not disapplied in relation to it as a result of sub-paragraph (3), (4) or (5).
- (3) A measure to which a declaration under this paragraph relates is enforceable in England and Wales as if it were a measure of like effect taken by the court.

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