
STATUTORY INSTRUMENTS

2017 No. 1035

The Court of Protection Rules 2017

PART 10

APPLICATIONS WITHIN PROCEEDINGS

Service of an application notice

10.4.—(1) Subject to paragraphs (4) and (5), the applicant must serve a copy of the application notice on—

- (a) anyone who is named as a respondent in the application notice (if not otherwise a party to the proceedings);
- (b) every party to the proceedings; and
- (c) any other person, as the court may direct,

as soon as possible and in any event within 14 days of the date on which it was issued.

(2) The application notice must be accompanied by a copy of the evidence filed in support.

(3) The applicant must file a certificate of service within 7 days beginning with the date on which the documents were served.

(4) This rule does not require a copy of evidence to be served on a person on whom it has already been served, but the applicant must in such a case give to that person notice of the evidence on which the applicant intends to rely.

(5) An application may be made without serving a copy of the application notice if this is permitted by—

- (a) a rule;
- (b) a practice direction; or
- (c) the court.