
STATUTORY INSTRUMENTS

2017 No. 1035

The Court of Protection Rules 2017

PART 21

APPLICATIONS AND PROCEEDINGS IN
RELATION TO CONTEMPT OF COURT

SECTION 2 – COMMITTAL FOR BREACH OF A JUDGMENT, ORDER
OR UNDERTAKING TO DO OR ABSTAIN FROM DOING AN ACT

Committal for breach of a solicitor’s undertaking

21.11.—(1) This rule applies where an order for committal is sought in respect of a breach by a solicitor of an undertaking given by the solicitor to the court in connection with proceedings before the court.

(2) The applicant must obtain permission from the court before making a committal application under this rule.

(3) The application for permission must be made by filing an application notice under Part 10.

(4) The application for permission must be supported by an affidavit setting out—

- (a) the name, description and address of the respondent; and
- (b) the grounds on which the committal order is sought.

(5) The application for permission may be made without notice.

(6) Rules 10.5 and 13.4 do not apply.

(7) Unless the applicant makes the committal application within 14 days after permission has been granted under this rule, the permission will lapse.