

# Skeleton argument

For office use only
Date received
Date issued

## Section 1 – Details of the case being appealed

Appeal case no. (if known)

Case no.

Full name of person to whom the proceedings relate  
(this is the person who lacked, or was alleged to lack, capacity)

## Section 2 – Your details

In the appeal, are you the:

Appellant

Respondent

Mr.     Mrs.     Miss     Ms.     Other \_\_\_\_\_

First name

Last name

Address  
(including  
postcode)

Telephone no.

Daytime	<input type="text"/>
Mobile	<input type="text"/>

### Section 3 – Skeleton argument

I \*(the appellant) (the respondent) will rely on the following arguments at the hearing of the appeal:  
(See note 1)

\*delete as  
appropriate

continued over

**Section 3 – Skeleton argument (continued)**

**Section 3 – Signature**

**Signed**

**Name of firm**

**Name**

**Position or office held**

**Date**

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Now read note 2 about what you need to do next.

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## Guidance notes

### Note 1

#### Skeleton argument

A skeleton argument must contain a numbered list of the points which you wish to make. These should both define and confine the areas of controversy. Each point should be stated as concisely as the nature of the case allows.

A numbered point must be followed by a reference to any document on which you wish to rely.

A skeleton argument must state, in respect of each authority cited:

- a) the proposition of law that the authority demonstrates; and
- b) the parts of the authority (identified by page or paragraph references) that support the proposition.

If more than one authority is cited in support of a given proposition, the skeleton argument must briefly state the reason for taking that course. This statement should not materially add to the length of the skeleton argument but should be sufficient to demonstrate, in the context of the argument:

- a) the relevance of the authority or authorities to that argument; and
- b) that the citation is necessary for a proper presentation of that argument.

Please continue on a separate sheet of paper if you need more space to provide your skeleton argument. Write your name, the name of the person to whom the proceedings relate and the case number of the case you are appealing against on each separate sheet.

### Note 2

#### What you need to do next

The skeleton argument is to be filed with your appellant's/respondent's notice. Where you are unable to provide it with your appellant's/respondent's notice you must file it and serve it on all parties to the proceedings within 21 days of filing your appellant's/respondent's notice.

The court requires two copies (i.e. the original plus one copy) of the skeleton argument.

Please return the original completed form and copy to the Court of Protection.