

Certificate of suitability of litigation friend

For office use only

Case no.

Full name of person to whom the application relates
(this is the person who lacks, or is alleged to lack, capacity)

Please read first

- If you wish to act as a litigation friend for a party to the proceedings then you must complete this certificate and file it with the court.
- This does not apply if you wish to act as a litigation friend for the person to whom the application relates. You can apply for an order to be appointed as the litigation friend for the person to whom the application relates (where they are party to the proceedings) by filing a COP9 application notice.
- Please continue on a separate sheet of paper if you need more space to answer a question. Write the case number, your name, the name of the person to whom the application relates, and the number of the question you are answering on each separate sheet.
- For assistance in completing the form please see guidance notes and website: www.gov.uk/court-of-protection
- Court of Protection staff cannot give legal advice. If you need legal advice please contact a solicitor.

Section 1 - Your details (the litigation friend)

1.1 Your full name Mr. Mrs. Miss Ms. Other _____

First name

Middle name(s)

Last name

1.2 Address
(including
postcode)

Telephone no.

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

1.3 What is your relationship or connection to the person on whose behalf you wish to act as a litigation friend?

Section 2 - Details of the person on whose behalf you wish to act as a litigation friend

2.1 I consent to act as a litigation friend for:

Name

Address
(including
postcode)

Telephone no.

2.2 Please tick to confirm:

- I know or believe that the person named in section 2.1 lacks capacity to conduct the proceedings on his or her own behalf.

The grounds for my belief are as follows:

If your belief is based upon medical opinion, please attach any relevant document and file it with the court. You are not required to serve the document on every other party to the proceedings (unless the court directs otherwise).

- Document(s) attached

Section 3 - Suitability to be a litigation friend

3.1 Please tick to confirm:

- I am able to conduct proceedings on behalf of the person named in section 2.1 competently and fairly;
- I have no interests adverse to those of the person; and
- I have served a copy of this certificate on the relevant person specified in the table below and on every other person who is a party to the proceedings.

Nature of party	Person to be served
Child	<ul style="list-style-type: none">• A person who has parental responsibility for the child within the meaning of the Children Act 1989; or• if there is no such person, a person with whom the child lives with or in whose care the child is.
Protected party (a person who lacks capacity to conduct proceedings, other than a child or the person to whom the application relates)	<ul style="list-style-type: none">• The person who is authorised to conduct the proceedings in the protected party's name or on his or her behalf;• a person who is a duly appointed attorney or deputy of the protected party; or• if there is no such person, a person with whom the protected party lives or in whose care the latter is.

You must complete and file a COP20B certificate of service/non-service for every person served with a copy of this certificate.

Section 4 – Statement of truth

This statement of truth is to be signed by the person who wishes to become the litigation friend or their solicitor.

*(I believe)(The litigation friend believes) that the facts stated in this certificate are true.

Signed

*Litigation friend('s solicitor)

Name

Date

**Name
of firm**

**Position or
office held**

* Please delete the options in brackets that do not apply.

Please return the completed certificate to the Court of Protection