
STATUTORY INSTRUMENTS

2007 No. 1744

The Court of Protection Rules 2007

PART 2

THE OVERRIDING OBJECTIVE

The overriding objective

3.—(1) These Rules have the overriding objective of enabling the court to deal with a case justly, having regard to the principles contained in the Act.

(2) The court will seek to give effect to the overriding objective when it—

- (a) exercises any power under these Rules; or
- (b) interprets any rule or practice direction.

(3) Dealing with a case justly includes, so far as is practicable—

- (a) ensuring that it is dealt with expeditiously and fairly;
- (b) ensuring that P's interests and position are properly considered;
- (c) dealing with the case in ways which are proportionate to the nature, importance and complexity of the issues;
- (d) ensuring that the parties are on an equal footing;
- (e) saving expense; and
- (f) allotting to it an appropriate share of the court's resources, while taking account of the need to allot resources to other cases.