

COURT OF PROTECTION

No. 1339247T01

MENTAL CAPACITY ACT 2005

**In the matter of
BELLIS COLDWINE**

**ORDER APPOINTING JOINT AND SEVERAL DEPUTIES FOR
PROPERTY AND AFFAIRS**

made by Lin Khepri, an authorised officer of the court
at First Avenue House, 42 - 49 High Holborn, London, WC1V 6NP
on 2/19/2019

UPON the court being satisfied that Bellis Coldwine lacks capacity to make various decisions for herself in relation to a matter or matters concerning her property and affairs, and that the purpose for which this order is needed cannot be as effectively achieved in a way that is less restrictive of her rights and freedom of action.

AND UPON the court being satisfied that Bellis Coldwine's interests and position can be properly secured without being joined to these proceedings and without making any further direction concerning Bellis Coldwine's participation in these proceedings.

IT IS ORDERED that :

1. Appointment of joint and several deputies

- (a) Johannes Doul Tearfly and Isaac Dan der Grimnebulin of Kelltree Farm, Salacus Fields, Nether Ludfallow, New Crobuzon, NC12 6TY, Tanner Blue day Sack of Abrogate Green, Tor Wedge Heavens, Darkwater, New Crobuzon NC2 3EW and Uther Sheckel Doul of New Crobuzon Continental Trust, 358-360 Mog Hill, New Crobuzon, NC1 5RF are appointed jointly and severally as deputies ("the deputies") to make decisions on behalf of Bellis Coldwine that she is unable to make for herself in relation to her property and affairs, subject to any conditions or restrictions set out in this order.
- (b) The appointment will last until further order.
- (c) The deputies must apply the principles set out in section 1 of the Mental Capacity Act 2005 ("the Act") and have regard to the guidance in the Code of Practice to the Act.

2. Authority of joint and several deputies

- (a) The court confers general authority on the deputies to take possession or control of the property and affairs of Bellis Coldwine and to exercise the same powers of management and investment, including selling and letting property, as she has as beneficial owner, subject to the terms and conditions set out in this order.
- (b) The deputies cannot purchase any freehold or leasehold property on Bellis Coldwine's behalf without obtaining further authority from the court.
- (c) The deputies must not sell, charge or otherwise dispose of any freehold or leasehold property in which Bellis Coldwine has a beneficial interest without obtaining further authority from the court.
- (d) If the deputies consider it in Bellis Coldwine's best interests to do so the deputies may appoint an investment manager, who is regulated and authorised to undertake investment business, to manage her assets on a discretionary basis under the standard terms and conditions applicable to such service from time-to-time, and to permit the investments to be held in the name of the investment manager nominee company.
- (e) The deputies may make provision for the needs of anyone who is related to or connected with Bellis Coldwine if she provided for, or might be expected to provide for, that person's needs by doing whatever she did, or might reasonably be expected to do, to meet those needs.
- (f) The deputies may (without obtaining any further authority from the court) dispose of Bellis Coldwine's money or property by way of gift to any charity to which she made, or might have been expected to make, such gifts, and, on customary occasions, to persons who are related to or connected with her, provided that the value of each such gift is not unreasonable having regard to all the circumstances and, in particular, the size of her estate.
- (g) On Pamela Bellis Coldwine's behalf the deputies may take such steps as may be necessary to obtain (either alone or with a co-administrator) a grant of representation to the estate of Bellis Coldwine and to use the share to which Bellis Coldwine is entitled for her benefit.
- (h) For the purpose of giving effect to any decision the deputies may execute or sign any necessary deeds or documents.

3. Reports

- (a) The deputies are required to keep statements, vouchers, receipts and other financial records.
- (b) The deputies must submit a report to the Public Guardian as and when required.

4. Remuneration

- (a) The deputies are entitled to be reimbursed expenses incurred provided they are in proportion to the size of Bellis Coldwine's estate and the functions performed by them.
- (b) The deputies are authorised to pay such and such a solicitor fixed costs for this application ... carry out a detailed assessment on the standard basis.

5. Security

- (a) The deputies are required forthwith to obtain and maintain security in the sum of £180,000 in accordance with the standard requirements as to the giving of security.
- (b) The deputies must ensure that the level of security ordered by the court is in place before discharging any of the functions conferred by this order.

6. Notification

The deputies must, within 14 days of service of this order by the court, notify Bellis Coldwine personally that the court has made a decision by providing her with a notice of proceedings about you in the Court of Protection (form COP14) and a copy of this order. The requirement for the person providing notification to provide evidence of such notification is dispensed with.

7. Right to apply for reconsideration of order

This order was made without a hearing and without notice. Any person affected by this order may apply within 21 days of the date on which the order was served to have the order set aside or varied pursuant to Rule 13.4 of the Court of Protection Rules 2017 (“the Rules”). Such application must be made on Form COP9 and in accordance with Part 10 of the Rules.