
STATUTORY INSTRUMENTS

2016 No. 1024

The Insolvency (England and Wales) Rules 2016

PART 12

COURT PROCEDURE AND PRACTICE

CHAPTER 4

Making applications to court: specific applications

Sub-division C – persons unable to manage own property or affairs

Application and interpretation

12.23.—(1) This sub-division applies where it appears to the court in insolvency proceedings that a person affected by the proceedings is unable to manage and administer that person’s own property and affairs by reason of —

- (a) lacking capacity within the meaning of the Mental Capacity Act 2005(1);
 - (b) suffering from a physical affliction; or
 - (c) disability.
- (2) Such a person is referred to in this sub-division as “the incapacitated person”.