

# Our Fees and Charges



This leaflet explains the fees charged by the Public Guardianship Office (PGO). Some of our fees changed on 1 April 2006. Fees apply to all new applications to the Court of Protection, and in some instances, apply to cases already under the jurisdiction of the Court.

## **Commencement Fee**

This fee is payable when submitting the first application for the appointment of a receiver or other initial application for a Court direction or order. From 1 April 2006, this fee is **£250**.

## **Appointment Fee**

The appointment fee is payable when the court appoints a receiver for the first time. A fee of **£330** applies to all orders appointing a receiver made on or after the 1 April 2006.

## **Administration Fee**

Before 1 April 2006, the annual administration fee was payable on the anniversary of the court appointment of a receiver for the client. From 1 April 2006, the payment date will be the 31 March annually for all clients, irrespective of when the court appoints a receiver. The first single payment date under the new arrangements will be 31 March 2007. Until then, the following, interim arrangements will apply. For **existing clients**, where the anniversary falls between 1 April 2006 and 31 March 2007, a full fee will be payable on the anniversary of the appointment of a receiver. On the 31 March 2007, existing clients will pay a proportion of the full fee covering the period from the last anniversary to 31 March 2007. For **new clients**, where then court appoints a receiver between 1 April 2006 and 31 March 2007, the client will pay the proportion of the full fee covering the period from the date of appointment, to 31 March 2007. From 1 April 2006, the full annual administration fee will be **£250** where the court appoints a receiver and **£200**, where the court makes a short order.

## **Account Fee**

This fee covers the cost of collecting and passing receivership accounts and from 1 April 2006 is **£105**. The fee is payable 28 days after the last day of the period covered by the account and will apply to all accounts ending on or after 1 April 2006.

## **Transaction Fee**

These are fees payable at the time of application in cases where it is necessary for the Court of Protection to approve or authorise a service, action or activity, which falls outside the usual administration fee.

**From 1 April 2006, these fees are as follows:**

For the settlement or gift of property under section 96(1)(d) of the Mental Health Act 1983.	<b>£100</b> (for transactions with a value of up to £10,000) <b>£360</b> (for transactions with a value over £10,000)
For the carrying out of contract under section 96(1)(h) of the Mental Health Act 1983.	<b>£500</b> (payable on the court fixing a date for an attended hearing to consider the application)
Under section 1(3) of the Variation of Trusts Act 1958.	
For vesting stock in a curator outside England & Wales under section 100 of the Mental Health Act 1983.	<b>£60</b>

For the exercise of powers under section 96(1)(k) of the Mental Health Act 1983.	<b>£135</b>
Pursuant to section 54 of Trustee Act 1925 (concurrent jurisdiction with High Court over trusts)	<b>£135</b>
For authorisation of person to act as trustee under section 20 of the Trusts of Land and Appointment of Trustees Act 1996.	<b>£135</b>
Appointing a Trustee pursuant to section 36(9) of the Trustee Act 1925	<b>£135</b>
For the execution of a Will under section 96(1)(e) of the Mental Health Act 1983.	<b>£560</b>
For the sale of land under section 96(1)(b) of the Mental Health Act 1983.	<b>£200</b>
For the purchase of land under section 96(1)(b) of the Mental Health Act 1983.	<b>£250</b>
On an application under section 96(1)(a) or (b) of the Mental Health Act 1983 authorising managing and letting of property.	<b>£175</b>
On making an application for the appointment of a new Receiver	<b>£210</b>
On approval of an estate account where the client has an absolute interest or a life interest.	<b>£105</b>

### ***Winding up Fee***

This fee covers work connected with winding up our involvement in the client's finances. From 1 April 2006, this fee is **£300**, payable on the death of a client where a receiver has been appointed; and **£155** on each anniversary of the death of the client, until the court receives the grant of representation and the final receiver's account or directs that the account be dispensed with.

## **HOW TO PAY**

### ***Fee Remissions***

The Court has discretion to remit (i.e. waive or postpone collection) all or part of any fee if payment would cause hardship to the client, to his or her dependants, or if there are other exceptional circumstances. If you would like more information on remission of fees, please ask for our ***Remissions Guidance Sheets***.

### ***Paying Fees***

Please pay by cheque, made payable to "The Public Guardianship Office". Please send this to the **Public Guardianship Office, Archway Tower, 2, Junction Road, London N19 5SZ**. To help us deal with your application quickly, please quote your case reference number, if you have one, and return any paperwork we have requested.

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1. The Public Guardianship Office does not provide legal advice to receivers or any other persons, and recommends that you consider seeking your own independent legal advice
2. While the information contained in this publication is believed to be correct at the time of publication, the Public Guardianship Office does not accept liability for any error it may contain.