



Monday 2 February 2015
9am – 5pm

Guest Speaker – Sir Michael Birt, Bailiff of Jersey
Followed by Champagne Reception & Dinner

£279 +VAT 5.5 CPD

Wilberforce Annual **TRUST LITIGATION DAY**

Guest Speaker – Sir Michael Birt, Bailiff of Jersey

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The Dorchester, Park Lane, London, UK

The Third Annual Wilberforce Trust Litigation Conference will look at topical issues in the trust world through a series of talks and workshops from leading trust experts. This year we are delighted to welcome Sir Michael Birt, Bailiff of Jersey, as our guest speaker who will be presenting an offshore update on Trusts, the Divorce Courts and Enforcement.

Following the conference and drinks reception we are inviting guests to join us for an exclusive dinner at China Tang (at The Dorchester), options and prices are shown on the booking form below.

Early booking for the dinner is advised, as places at the restaurant are limited.

Wilberforce Annual TRUST LITIGATION DAY

Monday 2 February 2015

Timetable

9.00am	Registration	12.50pm	LUNCH
9.30am	Welcome from the Chairman - John Martin QC	2.10pm	Equitable compensation - clarity at last Michael Furness QC & Judith Bryant
9.50am	Removal of fiduciaries and defending trusts from hostile acts: recent developments and practical points Jonathan Hilliard & Andrew Mold		<ul style="list-style-type: none">- The decision in <i>AIB Group (UK) plc v Mark Redler & Co Solicitors</i>- "Compensation", "Loss" and "Damages"- The relevance of common law rules
	<ul style="list-style-type: none">- The recent case law: <i>Cardigan</i> and <i>In the Matter of the A Trust</i>- Removal of trustees- Removal of protectors and other powerholders- Defending trusts from hostile attacks- when can a trustee use trust assets to defend against those claiming an interest in the trust?	2.50pm	Taking onshore proceedings into the offshore courts: Enforcement of foreign judgments and firewall legislation Graeme Halkerston & Daniel Hochberg
10.30am	I'm a trustee: get me out of here! Nikki Singla		<ul style="list-style-type: none">- Why have offshore jurisdictions enacted firewall provisions? Do they achieve the protection for trusts they were intended to achieve?- Several offshore jurisdictions, including Jersey and Cayman, have permitted enforcement of non-money foreign judgements at common law. Can the cases be relied upon to enforce judgments in onshore proceedings as to property or contract rights?
10.50am	Tax Information Exchange treaties and human rights Tom Lowe QC	3.30pm	BREAK
	<ul style="list-style-type: none">- Outline of the OECD regime and relationship with FATCA- Recent case law on TIEAs offshore and onshore- Human rights and due process	4.00pm	Disclosure to third parties and privacy in trust proceedings Robert Ham QC
11.10am	BREAK		<ul style="list-style-type: none">- When can trustees disclose to revenue authorities and other external parties?- When will directions applications be heard in private?- When will variations be heard in private?
11.40am	Workshops (Please select one)	4.20pm	Trusts, Divorce Courts and Enforcement - An offshore update Sir Michael Birt, Bailiff of Jersey
W1	Withholding information from beneficiaries: privilege and consents Tiffany Scott, Emily McKechnie, James McCreath	4.50pm	Questions & Closing
	<ul style="list-style-type: none">- The extent of a Trustee's duty to provide trust information to the beneficiaries.- When can legal privilege justify a trustee withholding legal advice from a beneficiary?- What restrictions can the trust deed put on the duty to provide information?	5.20pm	Drinks Reception
W2	Challenging trustees' decisions: recent developments James Ayliffe QC, Jack Watson, Michael Ashdown	7.30pm	Dinner at China Tang (pre-booked guests only)
	<ul style="list-style-type: none">- Professional advice as a "safe harbour" for trustees- Lessons from the Earl of Cardigan's litigation- Attacking and defending trustees' decisions		
W3	Costs of trust litigation: practical ways to protect your client Thomas Seymour, Tom Roscoe, Simon Atkinson		
	<ul style="list-style-type: none">- Managing costs at various stages of the litigation process- Minimising the risk of adverse costs awards		

BOOKING FORM

By Email

Scan and email us a copy of the booking form to seminars@wilberforce.co.uk
You can also download this form from our website www.wilberforce.co.uk

By Post

Alternatively you can post a hard copy of the booking form and cheque to:
Seminar Bookings, Wilberforce Chambers, 8 New Square, Lincoln's Inn, London WC2A 3QP, (DX: 311 Chancery Lane)

Booking Contact: Naomi Shogbola (+44 (0) 207 306 0102) seminars@wilberforce.co.uk

The fee must be paid in advance of the conference to guarantee your place. We regret that no refunds will be made in the event that delegates are unable to attend. Please contact us directly for Group Booking Discounts for 5 or more.

Payment:

Conference only: **£279 + VAT (£334.80)**

Conference and Dinner at China Tang: **£330 + VAT (£396)**

I will be paying by:

Cheque* BACS

*Please make cheques payable to 'Wilberforce Chambers'.
An invoice will be sent out upon receipt of your booking, it will include our BACS payment details

I enclose a cheque for £	to reserve	(places)
Name(s)	Position	
Firm		
Email	Telephone	
Address		
Special Requirements		

WORKSHOPS

Please select one of the following workshops that you would like to attend at the conference (places for each workshop are allocated on a 'first-come, first-served' basis)

- WORKSHOP 1 - Withholding information from beneficiaries: privilege and consents
- WORKSHOP 2 - Challenging trustees' decisions: recent developments
- WORKSHOP 3 - Costs of trust litigation: practical ways to protect your client

ACCOMMODATION

There are a number of rooms available at a discounted rate at The Dorchester, please contact their reservations team directly using the following CODE: **WILB010215**

Rooms must be booked by **2nd January 2015** in order to secure the discount.
Email: reservations.tdl@dorchestercollection.com Tel: +44 (0) 20 7317 6530