

# WILBERFORCE GUERNSEY CONFERENCE 2015

Wednesday 24 June 2015

The Duke of Richmond Hotel  
Cambridge Park, St Peter Port, Guernsey

2 CPD

24/06/15

## Timetable

4.10pm Introduction and Welcome by Michael Furness QC

4.15pm **Recent cases on evidence  
in *Public Trustee v Cooper* applications**  
Judith Bryant

- Evidential burden and procedure
- The Court's approach to evidence
- Practical points for both Claimants and Defendants"

4.30pm **Banks, trustees and criminal property**  
Rupert Reed QC and Nick Medcroft

- What happens when banks & trustees discover they are dealing with criminal property?
- Freezing suspicious bank accounts under POCA 2002
- Potential civil liability

4.50pm **Practical points on investment duties, proving investment loss and how to exploit exemption clauses**  
Jonathan Hilliard and Daniel Hochberg

- Liabilities which Trustee Exemption Clauses cannot exclude
- Alternatives which can protect Trustees
- How Claimants and Defendants each can exploit Trustee Exemption Clauses
- Excluding investment duties- anti Bartlett clauses and their limits
- Proving loss- how to do it and how not to

5.20pm **Restricting beneficiaries' access to trust information**  
Andrew Mold and Emily McKechnie

- How far can a restriction go?
- How can restrictions be bypassed?
- Lessons from *In the Matter of an Application for Information about a Trust* [2013] SC (Bda) 16 Civ

5.40pm **Quistclose Trust**  
Jack Watson

- Review of the recent cases
- Comparison with resulting trusts and express trusts
- The new test

5.55pm Q&A followed by Drinks

After the conference we are inviting all delegates to join us for a Summer Drinks Reception on the hotel terrace.

### Bookings:

To book a place(s) on this conference email your full contact details to [seminars@wilberforce.co.uk](mailto:seminars@wilberforce.co.uk)

