



Brian Green QC

Call: 1980

QC: 1997

bgreen@wilberforce.co.uk

Clerks' Details

+44 (0)20 7306 0102
tcsqc@wilberforce.co.uk

Qualifications and Appointments

- BA (Oxon) Jurisprudence (1977) 1st Class
- BCL (Oxon) (1978) 1st Class
- English Bar examinations (Michaelmas 1980) top in year
- Lecturer in Law LSE 1978-1985 (LLB (Property) and LLM Restitution)

“One of the best silks at the Chancery Bar”

Chambers & Partners, 2016

Memberships

- Association of Pension Lawyers
- STEP
- ACTAPS
- Commercial Bar Association
- International Tax Planning Association
- RBA

Practice Overview

- One of the leading QCs at the Chancery Bar
- Chambers & Partners Chancery QC of the Year
- Society of Trust and Estate Practitioners Barrister of the Year
- Featured as lawyer of the Week in The Times and listed as one of the "Top 50 lawyers" in the UK by The Sunday Times
- Consistently star and top rated in Chambers & Partners and Legal 500 directories
- Equally recognised and recommended for Contentious and non-contentious work, and UK and offshore work

Highlighted in the directories and by clients generally for his:

- Approachability, and inter-personal and client skills
- Incisiveness, practicality, commercial judgment and business sense
- Ability to handle the largest and most complex matters
- Ability to grasp and make key points quickly and effectively
- As Chambers & Partners put it: *"the Rolls-Royce of chancery barristers," "fantastically impressive" on difficult questions. "Highly approachable" he is "a brilliant advocate, measured in his delivery", "whom top-flight solicitors turn to time and again." "He has complete mastery of his subject." "Masterful, definitely at the top of his form!"*
- Wide-ranging experience in Chancery matters

Brian specialises in all aspects of:

- Commercial trusts and other property holding structures
- Pension schemes – occupational and public sector
- Private trusts and estates



Trusts, Tax, Probate and Estates

Brian is consistently star rated in this practice area in the Chambers & Partners and Top Rated in the Legal 500.

As Chambers & Partners put in under this heading in 2015:

'A doyen of the trusts and tax world, who is a **"class act"** and well regarded both in the UK and overseas. He is known for his calm approach to particularly complex matters and his ability to grasp salient points quickly. He is said to be **"commercial, incisive, assertive and always the cleverest in the room: an exceptional asset to have on any case."** **"Highly approachable, he's a measured but brilliant advocate."**

As Chambers & Partners 2015 put under the Offshore heading: 'Simply put, Brian Green QC is **"top-drawer when it comes to trust matters."** This **"immensely impressive"** silk **"has really got it all in terms of intellectual prowess and client handling"** and **"effectively combines guile and real common sense to resolve seemingly intractable situations."**

He handles all aspects of commercial and private trusts work and is widely hailed as **"one of the great names of the Chancery Bar."** He is experienced in a range of UK and offshore courts and is frequently sought out to handle multimillion-pound trust disputes. **"He has a mastery of the subject and very good advocacy and client-handling skills."** **"He is incredibly thorough and the quality that comes out of him is quite something. He is charming and unflappable and that comes from the fact that he is incredibly prepared."** Chambers & Partners, 2016

One solicitor commented that **"he is the top trusts lawyer at the Bar"**. Observers pay homage to his skills, praising his **"phenomenal expertise and superb client handling."**

Brian advises on all aspects of private and commercial trusts, in both the contentious and non-contentious arenas.

Private trusts work covers the full range of trusts, estates and revenue related planning and practice, including:

- The taxation of UK onshore and offshore trust structures, involving both out of court and in court arrangements
- Variation of Trusts Act applications
- Compromises and settlements
- Construction and rectification proceedings
- Trustee Act and Settled Land Act applications
- Like proceedings in offshore jurisdictions

Commercial trusts work is exceptionally varied. Examples include advising:

- Insurance company managers and custodian trustees on the governance and dispute resolution in the operation of real estate unit trust and related limited partnership structures faced with LTV and other related issues.
- International bondholders concerned to maintain their non-subordinated status under custodian and other trust documents subjected to offshore insolvency proceedings.

Offshore work includes;

- Ongoing advisory in Bermuda, BVI, Cayman Islands, Guernsey, Jersey, and Hong Kong.
- Appearances in the Hong Kong Court of Final Appeal, Supreme Court of Bermuda, Grand Court of the Cayman Islands, and BVI Court.
- Recent advisory work has also involved trusts in the Bahamas, the Cook Islands, Gibraltar, Isle of Man, Mauritius and New Zealand.

Offshore work routinely involves working with professionals in other jurisdictions, including the domiciliary jurisdictions of settlors, US grantors and/or beneficiaries – and Brian's recent work has involved close association with Austrian, Canadian, Californian, New York and Swiss attorneys, often with a need to understand their relevant tax systems applicable to trust entities.