

GUERNSEY CONFERENCE 2018

Wednesday 13 June 2018
4.00pm - 6.30pm
(followed by drinks)

Location: The Old Government
House Hotel, St Ann's Place,
St Peter Port, Guernsey, GY1 2NU

13/06/18

2 CPD

Timetable

4.00pm	Registration	5.25pm	International fraud: the bigger picture A panel comprised of Tim Penny QC, Jonathan Hilliard QC, Zoë Barton, James Walmsley and Elizabeth Houghton – Cross-examining fraudsters – Strategic tips for bringing and defending fraud claims – The use of expert evidence
4.15pm	Welcome from the chairmen Tim Penny QC and Jonathan Hilliard QC	5.55pm	Trustees' mistakes: the offshore experience Michael Ashdown – When is a breach of fiduciary duty required? – <i>Pitt v Holt</i> and English public policy – Guernsey going it alone: <i>M v St Anne's Trustees</i> – Mistake offshore: <i>Re L Trust (Jersey)</i> and <i>AB v CD (Isle of Man)</i>
4.20pm	It's shammer time: practical points on allegations of sham in offshore trust and corporate structures Jonathan Hilliard QC and Tom Roscoe – Identifying the relevant intention(s) in multi-party situations – Can a sham become legitimate? – Contrast with illusory trust arrangements after <i>Pugachev</i> , and how <i>Pugachev</i> sits with <i>Re Esteem</i> – Sham and third parties – Cross-border elements	6.10pm	Tracing and fraud: lessons from the Saad Litigation Jack Watson – Burdens of proof – Jurisdiction and timing – Fiduciaries and illegality
4.40pm	Breach of fiduciary duty: company directors, JVs and trustees Tiffany Scott QC and Elizabeth Houghton – Who is a fiduciary? Is a JV partner a fiduciary? <i>Baturina v Chistyakou</i> [2017] EWHC 1049 (Comm) – What duties does a fiduciary owe? When are they breached? – The remedial and insolvency benefits to finding a breach of fiduciary duty – Equitable compensation, proprietary remedies and constructive trusts	6.25pm	Closing
5.00pm	Break	6.30pm	Drinks reception

There is no charge for attending this conference.