

GUERNSEY WEBINARS 2020

Wilberforce
CHAMBERS

Thursday 25th and Friday 26th June 2020

11am – 12pm

Join via Zoom

Webinar 1: Thursday 25th June 2020 at 11am

Insolvency, fraud and asset recovery: hard walls and ways around them

Perspective lost? The modern scope of the rule against reflective loss

Clare Stanley QC and Jamie Holmes

- Does the rule form part of Guernsey law at all? *Jefcoate v Spread Trustee*
- Does it apply to claims by creditors as well as shareholders? – *Marex* in the EWCA and UKSC
- A difference in approach in the trusts context and/or between Guernsey and England?

Arbitration claims by and against insolvent companies

Lexa Hilliard QC and Daniel Lewis

- Stays and anti-arbitration injunctions
- Anti-suit injunctions in support of arbitration where one party is insolvent
- Whether to prove or arbitrate?
- Arbitral awards and their admission in insolvency proceedings

Webinar 2: Friday 26th June 2020 at 11am

Full and frank disclosure: pitfalls, opportunities, recent case law and practical issues

Full and frank in commercial ex parte applications

Terence Mowschenson QC and Bobby Friedman

- The position in Guernsey
- Recent case law from abroad
 - BVI – *Paraskevaides v Citco* (30.3.20) – Eastern Caribbean CA
 - The recent flood in England – *Rogachev v Goryianov, Tugushev v Orlov, Les Ambassadeurs v Albluewi, PJSC Commercial Bank v Kolomoisky*
- Practical problems
- When will relief be discharged for a breach?

Full and frank in trustee blessing applications

Jonathan Hilliard QC and Simon Atkinson

- How does it compare to full and frank in commercial ex parte applications?
- What is the precise effect of not making full and frank disclosure?
- Practical problems – dealing with without prejudice, changes of circumstances after the decision and further information after obtaining the relief

There is no charge for joining these webinars.

For further information, please email seminars@wilberforce.co.uk
or call us on +44(0) 20 7306 0102