

# Trusts Litigation Day 2026

Monday 19<sup>th</sup> January

InterContinental London Park Lane, One Hamilton Place, London W1J 7QY

5.5 CPD

**Wilberforce**  
CHAMBERS

## Timetable

- 9am **Registration and breakfast refreshments**
- 9.30am **Welcome from Jonathan Hilliard KC and Nikki Singla KC**
- 9.35am **Courts' inherent supervisory jurisdiction**  
**Elizabeth Houghton and Jamie Holmes**
- Where does it come from?
  - Is it unique to trusts?
  - When is it useful? What can you do and what can't you do (and why)?
  - What role does it have in modern statutory trusts and other structures created by statute?
- 10am **Suspicious Minds – Claims in knowing receipt against professionals**  
**Andrew Mold KC, Francesca Mitchell and Theo Dixon**
- Recent developments in the knowledge requirement for knowing receipt
  - Receipt by professionals of suspicious funds
  - Civil vs criminal liability
- 10.30am **Powers of release: an overlooked weapon in the trustee's arsenal**  
**Simon Atkinson and Michael Ashdown**
- What does it really mean to "release" a power, and why might a trustee want to?
  - Amending trusts and excluding beneficiaries
  - Binding beneficiaries in variations, post-*Denax* blessings and other applications
  - Release of powers by non-trustees
- 10.55am **Break**
- 11.25am **Workshop sessions**  
(choose one from the following page)
- 12.40pm **Lunch**
- 1.45pm **Estate of emergency: interim administrators in contentious situations**  
**Clare Stanley KC and Benjamin Slingo**
- What is an interim administrator and why might you need one?
  - Grants *ad colligenda bona*, *grants pendente lite*, and discretionary grants under s. 116 of the Senior Courts Act 1981
  - Getting the application right: Who should the candidate be? When is notice necessary? How to avoid the grant being revoked?
  - Pushing the envelope: how far can interim administrators expand their powers?

- 2.10pm **Workshop sessions**  
(choose one from the following page)
- 3.25pm **Break**
- 3.55pm **Peeking behind the veil: piercing structures and enforcing resulting judgments on the continent**  
**Jonathan Hilliard KC, Roxane Reiser and Andreas Giannakopoulos**
- Lifting the trust's veil: the Swiss *Durchgriff* doctrine
  - What practical situations this might apply in? *Rybolovlev* and recent cases
  - To what end? Cross-border enforcement of Swiss and European divorce and succession judgments
  - Do firewalls help?
- 4.25pm **Five-minute pitch: Trustees on the hook – the most interesting case of trustee liability in the last 10 years**  
**Benedict Evans, Naomi Kilcoyne and Zihang Liu**
- 4.55pm **Strategic communications in a time of chaos: navigating geopolitics and international trade in 2026**  
**Guest speaker - Josh Cameron, Managing Director, FTI Consulting**
- 5.40pm **Closing Remarks from Andrew Mold KC and Elizabeth Houghton**
- 5.45pm **Drinks Reception**
- 7pm **Dinner at Theo Randall**  
(pre-booked guests only)



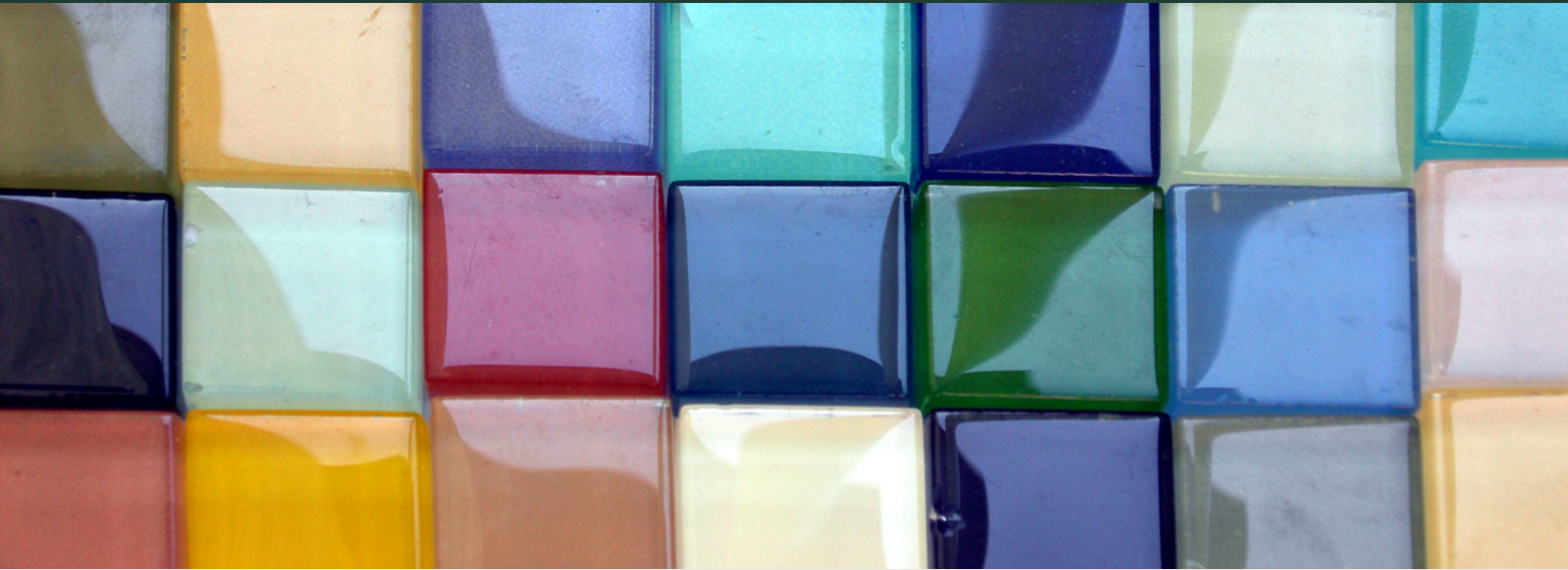
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Please choose one workshop for the session at 11.25am and another workshop at 2.10pm

## Workshop 1: 1975 Act claims

**Jonathan Davey KC, Edward Sawyer and Ernest Leung**

- Categories of applicant – who is eligible?
- Reasonable financial provision – what does it really mean and where do the boundaries lie?
- Relevant factors, evidence, timing and practicalities – where should the focus be and what are the pitfalls?
- Interim orders, final remedies and costs – what can be achieved?

## Workshop 2: Inadequate deliberation after *Dawson-Damer* [2025] UKPC 32

**Fenner Moeran KC, Nikki Singla KC, Jennifer Seaman and Samuel Cathro**

- Inadequate deliberation, irrationality, or failure to take a genuine decision?
- The counterfactual – “would” or “might” have reached the same conclusion but for the breach?
- Getting out of jail free: when can reliance on advice be a defence?

## Workshop 3: Companies entrusted: issues arising where trusts hold corporate structures

**Tiffany Scott KC, Zoë Barton KC, Daniel Petrides and Caspar Bartscherer**

- Information rights
- Beneficiaries as directors
- Anti-Bartlett clauses
- Reflective loss

Please email your choice of workshops to [seminars@wilberforce.co.uk](mailto:seminars@wilberforce.co.uk) or alternatively indicate your choice on your Eventbrite order

£315 + VAT for conference only  
£380 + VAT for conference and dinner at Theo Randall

For further information, please email  
[seminars@wilberforce.co.uk](mailto:seminars@wilberforce.co.uk)

