

Wilberforce Jersey Conference 2026

Wilberforce
CHAMBERS

Thursday 14th May 2026
Radisson Blu Waterfront Hotel, St Helier

2.0 CPD



Timetable

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| 3pm | Registration | 4.50pm | Break |
| 3.25pm | Opening remarks | 5.20pm | Insolvent trusts – liabilities of office holders and ability to recoup out of a trust fund Philippe Kuhn and Benjamin Slingo <ul style="list-style-type: none">• What is an ‘insolvent trust’?• Status of other creditors• Priorities• Possessory lien - current and former trustees |
| 3.30pm | The Court’s inherent jurisdiction and getting information out of trustees Elizabeth Houghton and Jamie Holmes <ul style="list-style-type: none">• The starting point for requests for information: <i>Schmidt v Rosewood</i>• Seeking information in the Court’s inherent jurisdiction vs statutory provisions (<i>BX v T</i>)• Beneficiaries vs. third parties seeking trust documents• Other uses of the Court’s inherent jurisdiction | 5.45pm | Case management stays in cross-border trust disputes Jennifer Seaman and Andreas Giannakopoulos <ul style="list-style-type: none">• Forum (non) conveniens stays vs Case management stays - When to deploy certain arguments?• Relevant legal principles for case management stays pending resolution of foreign proceedings• Some issues on recognition and enforcement of foreign judgments - Firewalls and Hague 2019• Procedural considerations across jurisdictions |
| 3.55pm | Fiduciary duties, conflicts, commissions and profits Tiffany Scott KC and Edward Sawyer <ul style="list-style-type: none">• Protectors, banks, directors, financial service providers• Recent appellate decisions on fiduciary duties and equitable remedies• Unauthorised profits and diverting opportunities | 6.10pm | Anti-Bartlett clauses Nikki Singla KC and Lemuel Lucan-Wilson <ul style="list-style-type: none">• Interference, monitoring or supervision - which obligation (s) do you need to exclude for your clause to be effective?• Notice v knowledge - the sliding scale of awareness requirements• Complex structures and professional trustee providers - how do the clauses operate where the underlying companies include trustee personnel? |
| 4.20pm | Trustee decision-making after <i>Dawson-Damer</i> Simon Atkinson, Michael Ashdown and Roxane Reiser <ul style="list-style-type: none">• Settlor’s wishes - how can trustees ascertain what they are, and what should they do with them?• Relevant and irrelevant considerations - should decisions be set aside for any error of deliberation?• Would or might - does the Privy Council’s judgment vindicate the statutory test in Jersey, Cayman and elsewhere?• Setting aside trustees’ decisions - when will the court refashion a previous transaction, or refuse relief entirely? | 6.35pm | Closing remarks |
| | | 6.40pm | Drinks reception |