

**Conference:** Tuesday, 28 April 2015

## **Liechtenstein Trust Conference 2015**

### **International Developments in Trust Law**

Reforms, Supervision, Shams and Validity, Wealth Structuring, Recognition and Confidentiality

Institute for Financial Services

Chair of Company, Foundation and Trust Law



The Liechtenstein Trust Conference is sponsored by:



## Editorial

The trust concept is currently experiencing a surge in popularity around the globe. It is now increasingly being used outside of its traditional environment, i.e. in a number of civil law jurisdictions. In order to keep pace with such demand, a number of countries have introduced new legislation and/or amendments to existing law. In the first conference session, these developments will be discussed from the standpoint of various jurisdictions.

The emphasis of the second conference session will be placed on the 'life' of a trust. Practical cases regarding discretionary trusts and supervision by the court on the one hand and the conditions under which courts may consider a trust to be a sham or otherwise void on the other hand will be presented.

The growing interest in trusts worldwide stems from its flexible use for the purposes of wealth structuring and asset protection. The degree to which certain jurisdictions and whether domestic or foreign trusts are best suited to such purposes will be covered in the third conference session. Furthermore, issues regarding the recognition of trusts will also be discussed. The conference will close with a presentation and a panel discussion on issues concerning trust confidentiality.

The conference presentations will be given by internationally renowned practitioners and academics, and participants will have sufficient opportunity to raise questions after the presentations and to participate in the closing panel discussion.

I would be extremely pleased to welcome you in person to the Liechtenstein Trust Conference on 'International Developments in Trust Law: Reforms, Supervision, Shams and Validity, Wealth Structuring, Recognition and Confidentiality' on 28 April 2015. The conference will be conducted in English. On behalf of the Chair of Company, Foundation and Trust Law at the Institute for Financial Services, University of Liechtenstein, I cordially invite you to this event.

December 2014

Prof Dr Francesco A Schurr

## Speakers

Dr **Alexander A Bove**, Jr, AE, BBA, LL.M., Adjunct Professor of Law, Emeritus, Boston University Law School; Attorney, Bove & Langa, PC, Boston

Dr **Jonas P Hermann**, Lawyer, Linklaters LLP, Frankfurt

Prof **Lusina Ho**, BA (Oxon), BCL, Harold Hsiao-Wo Lee Professor in Trust and Equity, Faculty of Law, University of Hong Kong, Hong Kong

Hon Consul **Alexander B Jeeves** lic rer pol, Group CEO, Jeeves Group, Schaan

**Mandeep Lakhani**, LLB (Hons) (KCL), MA, LL.M., Research Associate, Chair of Company, Foundation and Trust Law, Institute for Financial Services, University of Liechtenstein, Vaduz

Prof **Geoff McLay**, BA, LLB (Hons) (Well), LL.M., SJD (Mich), Law Commission; Faculty of Law, Victoria University of Wellington (currently on leave), Wellington

Prof Dr **Hanno Merkt**, LL.M. (Chicago), Direktor des Instituts für Ausländisches und Internationales Privatrecht der Universität Freiburg; Richter am Oberlandesgericht Karlsruhe, Attorney at Law (New York)

Dr **Paolo Panico**, TEP, Managing Director, Private Trustees SA, Luxembourg

Prof Dr **Francesco A Schurr**, TEP, Chair of Company, Foundation and Trust Law, Institute for Financial Services, University of Liechtenstein, Vaduz

Prof **Hang Wu Tang**, LL.B. (NUS), LL.M., PhD (Cantab), Professor of Law, School of Law, Singapore Management University, Advocate and Solicitor, TSMP Law Corporation, Singapore; Solicitor (England and Wales)

Dr **Andrea Vicari**, ITP (Harvard), JSD (Cornell), TEP, Attorney, and Partner, Vicari & Associati, Milan and Public Notary and Partner, Studio Legale e Notarile Vicari, San Marino

Dr **Ernst J Walch**, MCJ (NYU), Attorney at Law, Partner, Walch & Schurti, Vaduz

## Programme

**Tuesday, 28 April 2015**

8.30am Registration with coffee, tea and croissants

9.00am *Francesco A Schurr*

**Introduction and Moderation**

### **Presentations: An International Comparison of Legislative Developments**

9.10am *Paolo Panico*

**New Trust Legislation in Civil Law Jurisdictions**

9.30am *Lusina Ho*

**Reforms in Hong Kong and Their Impact**

10.00am *Geoff McLay*

**Recent Reforms in New Zealand and Their Impact**

10.30am *Andrea Vicari*

**The San Marino Trust in Theory and Practice**

10.50am Q & A session

11.00am Coffee break

### **Presentations: Supervision and Control**

11.30am *Hang Wu Tang*

**Practical Cases on Discretionary Trusts and Supervision by the Court**

12.00am *Francesco A Schurr*

**Sham Trusts 2.0 - International Perspective and Liechtenstein Theory of Sham Trusts**

12.20pm *Mandeep Laxhan*

**Valid, Voidable, Void – Issues of Trust Legality**

12.30pm Q & A session

12.40pm Buffet and networking lunch

### **Presentations: Asset Protection and Structuring**

1.40pm *Alexander A Bove, Jr*

**Comparison of International Trust Jurisdictions (including the United States) for Asset Protection**

2.20pm *Alexander B Jeeves*

**Liechtenstein or Foreign Trusts as Tools for Wealth Structuring – Practical Cases Regarding the Choice of Jurisdiction**

2.40pm *Hanno Merkt*

**The Use of Trusts as Holding Structures**

3.00pm Q & A session

3.10pm Coffee break

### **Presentations: Recognition and Confidentiality**

3.40pm *Jonas P Hermann*

**Selected Elements of Foreign Trusts and Their Possible Implications for the Recognition of Foreign Trusts by German Courts under Civil Law**

4.10pm *Ernst J Walch*

**Confidentiality as Centrepiece in Contemporary Trust Law**

4.30pm Q & A session

### **Panel Discussion: Wealth Structuring, Confidentiality and Asset Preservation – Challenges and the Need for Reform in Liechtenstein?**

4.40pm Moderation: *Francesco A Schurr*

Panel participants: *Alexander A Bove, Jr, Geoff McLay, Lusina Ho, Ernst J Walch*

### **Closing Remarks**

5.30pm Aperitif and exchanging thoughts

## General Information

### Participants

Lawyers, trustees, judges, public prosecutors, employees in banks, insurance companies and financial service providers, legal academics as well as anyone interested in trust law.

### Venue

Universität Liechtenstein  
Fürst-Franz-Josef-Strasse  
9490 Vaduz  
Liechtenstein

### Time

Tuesday, 28 April 2015  
8.30am-5.30pm

### Fee

810.00 Swiss francs per person incl. conference materials, a certificate of participation, lunch and an aperitif. New! A voucher is included in the price. This is for the conference volume on the proceedings of the Liechtenstein Trust Conference 2015. This volume will be published by Dike Verlag, Zurich and is planned for Autumn 2015.

### Registration

You can register online ([www.uni.li/trustconference](http://www.uni.li/trustconference)) or by fax +423 265 11 12. On registration, you will be required to pay the participation fee. Other participants will be accepted without additional costs.  
Upon registration, please inform us whether you wish to attend lunch.  
The conference will be conducted in English, and subsequent summaries will be provided in German.

### Deadline

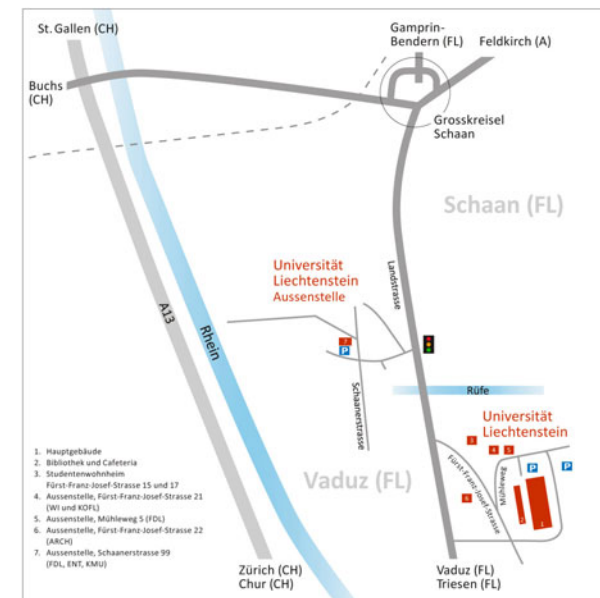
Tuesday, 14 April 2015

### Further Information

If you require any further information, please contact Ms Paulina Bracher, MSc, or Ms Beatrice Kaiser.  
Institute for Financial Services. Tel: +423 265 11 64.

[www.uni.li/trustconference](http://www.uni.li/trustconference)

## Anreise



### Universität Liechtenstein

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