STEP - Society of Trust and Estate Practitioners
Association STEP Geneva

Programme

Day one: **Monday 1st December 2014**

08:30 **Registration and Coffee**

09:00 **AN INTRODUCTION TO TRUSTS AND THEIR USES**

The origins of trust law
Uses of trusts
Settlor / Trustee / Beneficiary / Protector – their roles
Types of trusts and related issues including "letters of wishes"
Trusts v. foundations, insurance etc
Forced heirship, sharia law, matrimonial property – the issues
Asset protection – bankruptcy, professional risk, divorce, political risk

10:30 **Refreshments**

10:45 **TAX AND ESTATE PLANNING**

How taxes apply to trusts
Residence and domicile
Tax implications for settlors and beneficiaries
Examples using basic US, Canadian, UK and especially Swiss related planning with trusts
Tax liability of Trustees and Protectors

CONSOLIDATING THE MORNING'S LEARNING

Case studies to be worked in groups to consolidate the learning of the morning

Morning Speaker: **Stephanie Jarrett, Baker & McKenzie Geneva**

12:30 **Lunch**

13:45 **HOW TO BE A GOOD TRUSTEE**

Meaning and effect of a typical trust document
Avoiding the sham trust
Exercising discretion
The rights of beneficiaries
Confidentiality
Important court decisions/lessons to be learnt
Dealing with conflicts between the trust deed and the law
The last 30 minutes of the session will be spent on case studies to be worked in groups to consolidate the learning of this session

Speaker: **Natacha Onawelho-Loren, Salamanca Group Trust**

15:30 **Refreshments**

15:45 **TRUST JURISDICTIONS**

Does 'onshore' and 'offshore' still have any meaning?
What to look for in choosing your trust jurisdiction
Use of Switzerland, England and Wales, Singapore, New Zealand, Delaware, Cayman, Bahamas, Jersey, Liechtenstein, Delaware and some other traditional trust jurisdictions
The last 30 minutes of the session will be spent on case studies to be worked in groups to consolidate the learning of this session

Speaker: **Natacha Onawelho-Loren, Salamanca Group Trust**

17:00 **Close for the day**

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Programme (continued)

Day two:	**Tuesday, 2nd December 2014**
08:30	**Registration and Coffee**
09:00	**TRUSTS AND INVESTMENTS**

Right or Duty to invest the trust fund?
The trustee's duty of care
Delegation of investment powers
Monitoring trust investments
Investing in tangibles and real estate
The last 30 minutes of the session will be spent on case studies to be worked in groups to consolidate the learning of this session

Speaker: **Jim Parker, Butterfield Trust (Switzerland) Limited**

10:30 **Refreshments**

10:45 **THE TRUST AND CIVIL LAW**

Influence of matrimonial property and inheritance law
Liability of a Swiss trustee
Insolvency of a Swiss managed trust
Creditors' rights
Rights of beneficiaries, settlors, heirs, etc.
The last 30 minutes of the session will be spent on case studies to be worked in groups to consolidate the learning of this session

Speaker: **David Wilson, Schellenberg Wittmer, Geneva**

12:30 **Lunch**

13:45 **BOOKS AND RECORDS**

The importance for banks and trustees of proper records and accounting
How to set up proper trust records
Minutes and resolutions
Basic trust accounting
Providing information for submission to tax authorities
The last 30 minutes of the session will be spent on case studies to be worked in groups to consolidate the learning of this session

Speaker: **Chris Couzens, Barclay Trust, Geneva**

15:30 **Refreshments**

15:45 **MANAGING TRUSTS IN SWITZERLAND**

Dealing with litigation – going to court in Switzerland or elsewhere
First hint of trouble
Where?
Managing the process
Sources of information and further qualifications
The last 30 minutes of the session will be spent on case studies to be worked in groups to consolidate the learning of this session

Speaker: **Mark Barmes, Lenz & Staehelin, Geneva**

17:30 **Closing Remarks**