

Bermuda Conference

Hamilton Princess Hotel - Bermuda - Friday, 10th May 2019

This event is free to all local practitioners but places are limited and must be booked.

A reserve list will operate. **Please book by clicking here.**

9.15 am Registration & Coffee

9.45- 10.00 Introduction by **Eason Rajah QC**,
Chair of the Chancery Bar Association

Welcome Address by **Chief Justice Hargun**

10.00 - 11.00 Shareholder Disputes Panel

- *I am an unhappy shareholder: what should I do?*
- *Derivative actions: the new requirement for leave in an international context*
- *Privilege & Discovery: some knotty issues*

Chair:

James Potts QC (Erskine Chambers)

Panel:

Christopher Harrison

(4 Stone Buildings)

Anna Markham (4 Stone Buildings)

Albert Sampson (4 Stone Buildings)

11.00 - 11.30 Share Valuation Session

- *Valuation in a s.994 Companies Act 2006/s.111 Companies Act 2001 context; and when and to what extent should a minority interest be discounted?*
- *Compulsory purchase under s.103 of Companies Act 2001; can and should the principles from a s.111 context be imported?*

Matthew Morrison (Serle Court)

Donald Lilly (4 Stone Buildings)

11.30 - 12.00 Coffee

12.00 - 12.20 The Charities Act 2014

- *The recognition of new charitable purposes with reference to status cases decided by the Judge.*

Judge Alison McKenna,

Chamber President

(General Regulatory Chamber)

12.20 - 1.20 What might Bermuda learn from the English experience with Land Registration?

A brief analysis of the problems to be faced in moving from a system of unregistered land to a registered land system

- *Introduction to the English experience of Land Registration*
- *Alteration/rectification/mistake/indemnity*
- *Determined boundaries and/or boundary disputes under a registered system*
- *The Priority of Competing Interests in Registered Land*

Chair:

Amanda Tipples QC

(Maitland Chambers)

Panel:

Guy Fetherstonhaugh QC

(Falcon Chambers)

Nicholas Isaac QC (Tanfield Chambers)

Nathaniel Duckworth

(Falcon Chambers)

Sam Laughton (Ten Old Square)

1.20 - 2.15 Lunch

2.15 - 3.15 Trust & Probate Panel

Is there really a trust?

- *Can reserved powers be fatal? Can the trust be ignored?*
- *Will the illusory trust help the English divorce court?*
- *What information can be extracted to attack the trust?*

Chair:

Keith Robinson

(Carey Olsen, Bermuda)

Panel:

Nicholas Le Poidevin QC

(New Square Chambers)

Mathew Roper (5 Stone Buildings)**Greg Williams** (Coram Chambers)

3.15 - 3.45 UK tax update on international issues - implications for Bermudian Trusts and Corporate Structures

Topics to include:

- *Changes to taxation of foreign domiciliaries introduced in FA (No.2) Act 2017 and FA 2018*
- *New tax on profit fragmentation where Bermudian offshore entities are involved.*
- *Proposed new 1% SDLT surcharge for non-residents and IHT charges on indirectly held UK residential property*
- *The impact of the Trusts Consultation for Bermuda.*
- *Update on HMRC treatment of international entities.*

Amanda Hardy QC

(5 Stone Buildings)

Sam Chandler (5 Stone Buildings)

3.45 - 4.15 Tea

4.15 - 5.15 Corporate Restructurings: Who is in control?

An evaluation from the perspective of directors, creditors and shareholders

Alex Potts QC

(Kennedys, Bermuda)

Michael Todd QC

(Erskine Chambers)

Ian Clarke QC (Selborne Chambers)

5.15 - 5.45 Keynote Speech

Clergy to Companies and More: 150 years of Bermudian jurisprudence in the Privy Council

Catherine Newman QC

(Maitland Chambers)

5.45 - 6.00 Wrap Up Session

Michael Gibbon QC (International Subcommittee Chair)**Eason Rajah QC** (Chair of the Chancery Bar Association)

6.00 - 8.00pm Cocktail & Canapé Reception on the terrace