LAWS 7721 Advanced Law of Trusts and Trustees

SATURDAY 1: 10/08/24	
I 0900 – 1100	Asset protection and trusts
II 1100 – 1300	Non-charitable purpose trusts: the beneficiary principle; the differing models across the offshore world (in particular, Cayman Islands' STAR trusts)

SUNDAY 1: 11/08/24	
III 0900 – 1100	Attenuating trustee duty of supervision: anti-*Bartlett* clauses and British Virgin Islands' VISTA trusts
IV 1100 – 1300	Settlor control: shams and illusory trusts; piercing the veil of a trust; reserved powers; protectors or enforcers

SATURDAY 2: 14/09/24	
V 0900 – 1100	Jurisdiction and forum in breach of trust claims and following property into offshore trusts; barriers to enforcement of extra-jurisdictional judgments against trustees and trust assets in offshore jurisdictions
VI 1100 – 1300	Entitlement to trust information and accounts; the challenges in pleading actions for breach of trust

SUNDAY 2: 15/09/24	
VII 0900 – 1100	Trustee exercise of dispositive power
VIII 1100 – 1300	Mistaken, careless or irrational exercise of dispositive power

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SATURDAY 3: 05/10/24	
IX 0900 – 1100	Exercise of dispositive power outside scope of power or for an improper purpose
X 1100 – 1300	Aspects of trustee duties as to administration of trust: management and investment of trust property; delegation and agency; claims on behalf of a trust; third party clams to trust assets; no contest provisions; applications for construction, court directions or approval and surrender of trustee discretion

SUNDAY 3: 06/10/24	
XI 0900 – 1100	Removal and appointment of trustees and beneficiaries
XII 1100 – 1300	Trustee liability for breach of trust: defining breach of trust; measuring and compensating loss (including the problem of reflective loss); exclusion of liability; defences and attribution of loss to beneficiaries; limitation periods for claim against trustee
XIII 1400 – 1600	Trustee entitlement to fees, costs and indemnities in the administration of a trust