

# Trusts and Arbitration

Zurich, 1<sup>st</sup> November 2018 13:30 – 17:00

## Venue

**Bär & Karrer, Brandschenkestrasse 90, Zurich**

## Invitation

Dear Members,  
Dear Sir or Madam,

On behalf of the ICC Commission on Arbitration and ADR, ICC Switzerland and its Commission on Arbitration and ADR, we have the pleasure to invite you to a co-organized seminar on “Trust and Arbitration”, on which occasion we will launch the new 2018 ICC Clause on Trust and Arbitration. The event will take place on 1<sup>st</sup> November at Bär & Karrer in Zurich.

Trusts have gained wide international recognition (in particular since the ratification of the Hague Trust Convention). The adjudication of trust disputes has traditionally been the exclusive preserve of national courts, typically in common law jurisdictions historically associated with trusts. There has been a rise in high value, complex cross-border trust disputes during the last years and the potential for the use of arbitration to adjudicate trust disputes is significant. Legislation in a number of jurisdictions around the world, including several of the typical offshore trust jurisdictions, has been implemented establishing respective frameworks for the arbitration of trust disputes. Switzerland is currently adapting its arbitration law in particular to better accommodate trust disputes and exploring options for a Swiss substantive trust legislation.

In 2008, the ICC Commission on Arbitration and ADR created a Task Force on Trust and Arbitration and provided users with an ICC Arbitration Clause for Trust Disputes. Revisions to the ICC Arbitration Rules in 2012 and 2017, as well as other developments in the intervening period, warranted an update of its work. The newly convened Task Force produced a recently approved 2018 ICC Arbitration Clause for Trust Disputes with its Accompanying Explanatory Note setting out a mechanism for the arbitration of trust disputes.

We look forward to seeing you in Zurich. Please feel free to forward this invitation to colleagues. Non-members are also welcome to participate. Registration is compulsory.

Yours sincerely



Thomas Pletscher  
Secretary General



Carita Wallgren-Lindholm  
Chair | ICC Commission on  
Arbitration and ADR

# Trust and Arbitration

Zurich, 1<sup>st</sup> November 2018

## PROGRAMME

**13:30**

### Registration

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**13:45**

### Welcome

*Urs Weber-Stecher, President ICC Swiss Commission of Arbitration and ADR,  
Partner Wenger Vieli Ltd.*

**14:00**

### Introduction

*Tina Wüstemann, Co-Chair ICC Task-Force on Arbitration and Trusts, Partner Bär & Karrer, Zurich*

**14:20**

### Findings of the ICC Task Force on Trust and Arbitration

*Hussein Haeri, Partner, Member of the ICC Task Force on Trust and Arbitration, Co-Head of International Arbitration, Withers LLP, London*

### Questions & Answers

**15:20**

### Networking Break

**15:50**

### Economic Aspects in Switzerland

**The significance of the trust industry for the Swiss financial centre and the opportunities the introduction of a Swiss substantive trust law will create**

*Alexandre von Heeren, Swiss Association of Trust Companies SATC*

**16:20**

### Regulative activities in Switzerland

**Presentation of the Revision of Chapter 12 of the Private International Law Act and its impact on trusts and of the preparative work for a Swiss substantive trust legislation**

*Philipp Weber, Swiss Federal Office of Justice*

**16:50**

### Closing Remarks

*Thomas Pletscher, Secretary General, ICC Switzerland*

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**17:00**

### End / Cocktail Reception

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## LOGISTICS AND REGISTRATION

### Venue:

Bär & Karrer, Brandschenkestrasse 90, Zurich

### Transportation:

From Zürich Hauptbahnhof (main station) - Take a train to Zürich Enge (leaving on platforms 51-53). Exit the train station Zürich Enge in direction of Bederstrasse (up the stairs); - or take the no. 7 tram departing on Bahnhofstrasse in direction of Wollishofen and get off at Bahnhof Enge. Walk through the train station Zürich Enge and exit on the other side in direction of Bederstrasse (up the stairs); - or take the no. 13 tram departing on Bahnhofstrasse in direction of Albisgütli and get off at Bahnhof Enge/Bederstrasse; then walk 300 meters along Bederstrasse (slightly uphill). Turn to the right into Steinentischstrasse which ends after 200 meters. Cross the street (Brandschenkestrasse) there and turn to the right. You will see our offices straight ahead (house number 90).

Working language: English

### How to register:

Please complete and return the registration form until 26<sup>th</sup> October to:

Email: info@icc-switzerland.ch  
Post: ICC Switzerland  
Hegibachstrasse 47  
8032 Zurich

Tel: +41 44 421 34 50  
Fax: +41 44 421 34 88

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## REGISTRATION FORM

Please return to ICC Switzerland until 26<sup>th</sup> October at the latest, Fax **044 421 34 88** or email: **info@icc-switzerland.ch**

I will attend

I will not attend

Participant information: \_\_\_\_\_

Title (Mr/Dr/Mrs/etc.): \_\_\_\_\_

Family name: \_\_\_\_\_

First/given name: \_\_\_\_\_

Position: \_\_\_\_\_ Company: \_\_\_\_\_

Address: \_\_\_\_\_

Zip/postal code: \_\_\_\_\_ City/state: \_\_\_\_\_

Country: \_\_\_\_\_ Email: \_\_\_\_\_

Phone: \_\_\_\_\_ Fax: \_\_\_\_\_

### Registration fee:

50 CHF for members

100 CHF for non-members

By bank transfer: Credit Suisse, Zurich \_\_\_\_\_

IBAN: CH08 0483 5043 2730 6100 0

Please indicate the title of the conference and the participant's name clearly.

Date: \_\_\_\_\_ / \_\_\_\_\_ / Signature: \_\_\_\_\_