

Virtual
Trusts in Divorce Virtual Conference

06 Jul 2020

Location: 12.00pm - 2.00pm Virtual Event**Members:** FREE - Book by 06 Jul**Non Members:** £25 + VAT - Book by 06 Jul[Highlights](#) [Speakers](#) [Agenda](#) [Partners](#) [Contact Us](#)[Book Now](#)

Highlights

What is the shape of trusts and divorce in the emerging new world? Benefit from a unique 1.5 hours of coverage led by a cross disciplinary team from Withers and featuring quickfire presentations, panel debate, discussion and debate.

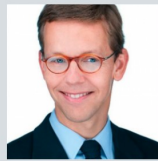
Gain insight into

- What's new or pandemic driven in divorce
- New tax landscape for divorcing couples
- Impact on trustees and beneficiaries
- A more consensual approach - the new separation model
- Impact on differing jurisdictions

Speakers



Diana Parker
Partner
Withers



David Wallace Wilson
Partner
Schellenberg Wittmer (Switzerland)



Dawn Goodman
Partner
Withers



Naomi Rive
Head of Family Office
Highvern (Jersey)



Claire Blakemore
Partner
Withers



Charlie Tee
Partner
Withers



Rita Ku
Partner
Withers (Hong Kong)

Agenda

11.55am Audience Logon**12.00pm** Chair's Opening Remarks - Trusts & Divorce in the Emerging New World**Speakers:**

Claire Blakemore - Partner - Withers

Dawn Goodman - Partner - Withers

12.10pm What's New or Pandemic Driven in Divorce

Divorcing during and after the pandemic: the impact on trusts

- No fault divorce
- Changing asset values- can anything be valued now?
- The impact on liquidity... cash v risky assets?
- Settling with uncertainty; implementing and overturning settlements
- Couples unable to sell or separate
- Divorce and marriage rates? How will they change and impact trustees?
- Other beneficiaries' concerns

Speakers:

Claire Blakemore - Partner - Withers

12.20pm The New Tax Landscape for Divorcing Couples

Sales or transfers of the matrimonial home - PPR and CGT

- Forced sale of other assets – dealing with losses and funding gains (if any)
- Possibility of transferring assets at a low gain or even a loss – a silver lining for CGT purposes?
- Valuation issues – where are the markets going/ absence of market comparisons
- Tax considerations for trustees
- Indemnities for future tax – difficulties in quantifying likely future rates which could apply

Speakers:

Charlie Tee - Partner - Withers

12.30pm The Impact of Divorce on Trustees and Beneficiaries

Trust viewed as the money box/ resource

- Time of dislocation and change- illness/ death/ new letters of wishes/ restructuring- perception of change by the Family Court?
- Risk of order damaging interests of beneficiaries (directly or indirectly through resource argument)
- Trustees can make things worse – unfortunate approach to correspondence; ill- advised/ inadvertent submission/attending to give evidence by offshore trustees/ partisanship (in the Family Court sense)
- Essentials: advice on duties; advice on shape of dispute and likely developments/ consequences for trustees
- Document control – data rooms and document lockdown- the new shape of trustee/ beneficiary disclosure following Tchenguiz
- Investment concerns – frequent reviews of policy, investments and managers; keeping assets steady, avoiding forced disposals, keeping beneficiaries informed and on board
- Addressing beneficiaries' concerns: liquidity, falling values, reduced/ no income, differing views on what should be done for divorcing couple
- The children as beneficiaries
- Getting help from the Court

Speakers:

Dawn Goodman - Partner - Withers

12.45pm Divorcing during the Pandemic and its Aftermath- a more Consensual Approach

- The new landscape - the clients' needs
- The court system and remote hearings
- The Separation Model – a new model to reduce strife and promote settlement
- Trustees participation in non-court routes

Speakers:

Diana Parker - Partner - Withers

1.00pm Questions**1.10pm** Panel Session: How is the Pandemic Effecting Trusts and Divorce in your Jurisdiction?**Speakers:**

Dawn Goodman - Partner - Withers

David Wallace Wilson - Partner - Schellenberg Wittmer (Switzerland)

Rita Ku - Partner - Withers (Hong Kong)

Naomi Rive - Head of Family Office - Highvern (Jersey)

1.40pm Panel Q&A**1.50pm** Close of Event

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