

Table of contents

Preface _____ 7

Geoffrey Shindler
Old Trafford Consulting Ltd;
Nova Private Client LLP

Introduction _____ 9

Alon Kaplan
Advocate and Notary
Barbara R Hauser
Independent Family Adviser

About STEP _____ 13

David Harvey
STEP

Part One: Introduction

**The Hague Convention on _____ 17
the Law Applicable to Trusts
and their Recognition**

Hein Kötz
Max-Planck Institut für ausländisches
und internationales Privatrecht;
International Academy of
Comparative Law

**The Hague Convention on _____ 27
Trusts and the Uniform
Trust Code**

Michael W Galligan
Phillips Nizer LLP

**Part Two: Jurisdictional
overview**

Australia _____ 47

Allan Blaikie
Natalie Hickman
Clayton Utz

Bahamas _____ 67

Peter D Maynard
Peter D Maynard Counsel &
Attorneys

British Virgin Islands _____ 85

Vanessa King
Chris McKenzie
O'Neal Webster

Canada _____ 107

Rachel Blumenfeld
Martin Rochweg
Miller Thomson LLP

Cayman Islands _____ 123

Nigel Porteous
Maples and Calder

Cyprus _____ 145

Emily Yiolitis
Harneys Aristodemou Loizides
Yiolitis LLC

England and Wales _____ 159

Martyn Gowar
Ziva Robertson
McDermott Will & Emery

Gibraltar _____	185	Malta _____	311
Moses Anahory		Priscilla Mifsud Parker	
Wayne Fortunato		Chetcuti Cauchi Advocates	
James Levy QC			
Hassans			
Guernsey _____	201	New Zealand _____	327
Natasha Kapp		Michael Reynolds	
Nina Silva		Anchor Trustees Limited	
Carey Olsen			
Hong Kong _____	219	Quebec _____	341
Philip Munro		Marilyn Piccini Roy	
Withers LLP		Robinson Sheppard Shapiro LLP	
India _____	231	Scotland _____	361
Ravi Nath		Paolo Panico	
Rajinder Narain & Co		Paolo Panico's Law Chambers	
		– Private Trustees SA	
Israel _____	245	Singapore _____	381
Lyat Eyal		David Chee	
Aronson Ronkin-Noor Eyal Law Firm		Seah Ching Ling	
Alon Kaplan		Drew & Napier	
Advocate and Notary			
Japan _____	255	Trusts in Switzerland: _____	397
Makoto Arai		core implications for the Swiss	
Chuo University, Tokyo		estate planning environment	
		Dominique Jakob	
		University of Zurich	
		Peter Picht	
		Max Planck Institute for	
		Innovation and Competition;	
		University of Zurich	
Jersey _____	273	Switzerland _____	415
Justin Harvey-Hills		Daniel Bader	
Mourant Ozannes		Daniel Leu	
		Baer & Karrer Ltd	
Liechtenstein trusts and _____	287	United States _____	431
foundations: creation		Barbara R Hauser	
and operation		Independent Family Adviser	
Dietmar Loretz			
David Vogt & Partner Trust reg		The use of US trusts in _____	451
		international estate planning	
Luxembourg _____	301	Stanley A Barg	
– fiduciary contracts and trusts		Kozusko Harris Duncan	
Paolo Panico			
Paolo Panico's Law Chambers			
– Private Trustees SA			

Part Three: Special Topics

Asset protection trusts _____ 457

Gideon Rothschild
Moses & Singer LLP

International trust litigation, — jurisdiction and enforcement _____ 483

David I Faust
Faust Oppenheim LLP

The trustee as fiduciary: some practical considerations _____ 505

David I Faust
Faust Oppenheim LLP

Fiduciary responsibility: the trustee role and its risks _____ 519

Susan R Schoenfeld
Wealth Legacy Advisors LLC

Trusts, trustees and family businesses _____ 531

Christian Stewart
Family Legacy Asia (HK) Limited

Waqf as a form of trust _____ 551

Judge Mohammad Abu Obied
Judge in the *Shariah* Court in
Nazareth and Baqa, Israel

Settlor control and influence through the use of settlor-reserved powers and private trust companies _____ 559

Paul Matthams
Carey Olsen

The UK tax treatment of offshore trusts _____ 571

Maggie Gonzalez
Buzzacott LLP

Trusts and money laundering — 619

Yehuda Shaffer
Deputy State Attorney (financial
enforcement), Israel

International family governance: integration with family trusts _____ 637

Barbara R Hauser
Independent Family Adviser

Trusts and divorce _____ 647

Ziva Robertson
McDermott Will & Emery

Trustees' mistakes: _____ 663

England and elsewhere

Adam S Hofri-Winogradow
Hebrew University of Jerusalem;
University of Connecticut School
of Law
Gad Weiss
Hebrew University of Jerusalem

The trust protector _____ 673

– a mini-revolution in trust law

Alexander A Bove Jr
Bove & Langa Law Firm

Trusts under attack _____ 703

– privacy, transparency and conflict with the taxman

Filippo Nosedà
Withers

About the authors _____ 713