



Trust Essentials - July 2020

Newsletters - 09/07/2020

| Trust Essentials - July 2020

Sustained growth in the private wealth market in China inspires our lead article "What your Chinese clients want to know and why", penned by Partner Marcus Leese from our Hong Kong Private Wealth team.

Alongside new arrival King Tan, Marcus regularly advises wealthy Chinese families on their wealth structuring and estate planning, and has considerable expertise in meeting the specific requirements and expectations of clients in this market. From practical questions around trustee and trust location to broader cultural and linguistic factors, there are a number of important considerations for private client practitioners supporting wealthy Chinese families, which Marcus explores in his briefing.

Read the briefing here: [What your Chinese private clients want to know and why](#)

Our Global Trusts Advisory Group has recently seen some exciting developments, including the promotion of [William Jones](#), [Damian Evans](#), [Nick Brookes](#) and [Bryan De Verneuil-Smith](#) to partner and the arrival of [Samantha Conolly](#) in Cayman, after completing her articulated clerkship with us. [Four partners have been recognised in Citywealth's inaugural top 100 trust litigators list](#) and our rising stars continue to be recognised too, with [James Angus](#), [Katie Baxter](#) and [Richard Laignel](#) recognised in [eprivateclient's 2020 Channel Islands top 35 under 35 list](#).

We hope you enjoy this edition of Trust Essentials, and, as always, do not hesitate to get in touch with your regular Ogier contact, or representatives from our [Global Trusts Advisory Group](#) for further information.

Electronic signatures and Guernsey fiduciaries - video update

The use of electronic signatures in Guernsey is well established. The Electronic Transactions Guernsey Law of 2000 established that documents, records and notices would not be denied legal

effect by reason of being electronically signed.

This recognition extends to signing, sealing, attesting and notarising, so most fiduciaries' needs are covered by that statute. However there are exceptions, as Chris Hards explains in this short video update on electronic signatures under Guernsey law.

Watch the video [here](#)

COVID-19 - Practical considerations for trustees

The impact of the COVID-19 pandemic is far reaching. This briefing considers some fiduciary and practical issues relevant to trustees in the private wealth area in Jersey during this unprecedented period of social distancing, travel restrictions and turbulent markets. Read the briefing [here](#).

Trusts and insolvency: a guide

Private wealth structures are not immune from insolvency. Here we examine the Jersey and Guernsey position from the trustee's perspective and consider the issues with which a trustee needs to be familiar. Read the briefing [here](#).

Ogier appears on successful petition to remove a Cayman executrix

Ogier appeared in the first successful personal representative removal application in the Cayman Islands. In a highly contested hearing which stretched over four days, and included a last minute attempt to convert the petition proceedings to a writ action, Ogier acted for the residuary beneficiaries in their successful petition for the removal of the executrix under s.8 of the Succession Law (2006 Revision). The team was led by Jennifer Fox, working alongside Deborah Barker Roye and William Waldron. Read more [here](#).

The practicalities of putting a Cayman will in place in the time of COVID-19

Among myriad other things, the COVID-19 pandemic demonstrates the absolute importance of having an up-to-date, valid will but with the restrictions in place, doing this is likely to take a different format to normal. Read more in the briefing [here](#).

About Ogier

Ogier is a professional services firm with the knowledge and expertise to handle the most demanding and complex transactions and provide expert, efficient and cost-effective services to all our clients. We regularly win awards for the quality of our client service, our work and our people.

Disclaimer

This client briefing has been prepared for clients and professional associates of Ogier. The information and expressions of opinion which it contains are not intended to be a comprehensive study or to provide legal advice and should not be treated as a substitute for specific advice concerning individual situations.

Regulatory information can be found under [Legal Notice](#)

Meet the Author



[Nicholas Brookes](#)

Partner

[British Virgin Islands](#)

E: nicholas.brookes@ogier.com

T: [+1 284 852 7366](tel:+12848527366)

Key Contacts



[James Campbell](#)

Partner

[Jersey](#)

E: james.campbell@ogier.com

T: [+44 1534 514230](tel:+441534514230)



Bryan De Verneuil-Smith

Partner

Guernsey

E: bryan.deverneuil-smith@ogier.com

T: [+44 1481 752357](tel:+441481752357)



Damian Evans

Partner

Jersey

E: damian.evans@ogier.com

T: [+44 1534 514378](tel:+441534514378)



Gavin Ferguson

Partner

Guernsey

E: gavin.ferguson@ogier.com

T: +44 1481 752307



Jennifer Fox

Partner

Cayman Islands

E: jennifer.fox@ogier.com

T: +1 345 815 1879



Josephine Howe

Partner

Jersey

E: josephine.howe@ogier.com

T: +44 1534 514201



Anthony Partridge

Partner

Cayman Islands

E: anthony.partridge@ogier.com

T: [+1 345 815 1810](tel:+13458151810)



Rachael Reynolds KC

Global Senior Partner

Cayman Islands

E: rachael.reynolds@ogier.com

T: [+1 345 815 1865](tel:+13458151865)



James Angus

Partner

Jersey

E: james.angus@ogier.com

T: [+44 1534 514316](tel:+441534514316)



Richard Laignel

Managing Associate

Jersey

E: richard.laignel@ogier.com

T: [+44 1534 514151](tel:+441534514151)



Chris Hards

Managing Associate

Guernsey

E: chris.hards@ogier.com

T: [+44 1481 752306](tel:+441481752306)



Marc Kish

Partner

Cayman Islands

E: marc.kish@ogier.com

T: [+1 345 815 1790](tel:+13458151790)

Related Services

Private Wealth

Legal

Related Sectors

Trusts Advisory Group