



TRUSTBAR



Annual Aberdeen Seminar | 27th June 2017

When | Registration from 4.45pm | Seminar start 5pm | Drinks & Canapés from 6pm

Where | The Royal Northern and University Club | 9 Albyn Place | Aberdeen | AB10 1YE

1 Hour of CPD | £25 per person | To reserve a space please email trustbar@advocates.org.uk

TrustBar

TrustBar is a group of advocates who practise in the areas of **wills**, **trusts** and **executories** and in areas concerning fiduciary relationships. The inclusion of "Fiduciaries" in the title reflects the use of the fiduciary principle not merely in trust law but also in areas such as the law of directors' duties, agency, and partnership. Formed in 2006, TrustBar promotes the expertise of advocates in these areas and as part of this runs CPD qualifying events to leading practitioners in this field throughout Scotland.

For further details on TrustBar please contact our Chairman, Nick Holroyd, or Secretary, Bryan Heaney, on 0131 226 5071 or by email

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The Residence Nil-rate Band

David Small, Advocate, CTA, Arnot Manderson Advocates

The complex reality of the RNRB did not, of course, live up to the simple fanfare of publicity with which it was first announced. On the other hand, it is not every Finance Act that bestows on widows and widowers a bonus relief from IHT in memory of their deceased spouses! Aiming to sort the good from the bad in this real curate's egg of legislation, the talk will cover:

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|--------------------------|-------------------|-----------------------|
| - Qualifying property | - Downsizing | - Tapering |
| - Spouse or descendants? | - Trusts and RNRB | - Post-death planning |

Potential Conflict in Appointment as Trustee and Liferentor

Luise Locke, Advocate, Terra Firma Chambers

- Capacity of liferentor to grant leases: (a) agricultural and (b) residential
- Impact on Agricultural Property Relief (IHTA 1984 S 116& 117)

Things which go wrong with Trust Instruments and how to fix them

Derek Francis, CTA (Fellow), TEP,
Advocate, Terra Firma Chambers & Barrister, Temple Tax Chambers

- Construction or rectification: parallel or converging tracks to rewriting transaction and tax consequences?
 - Investors Compensation Scheme - *Marley v Rawlings & Arnold v Britten*
 - The Limits - *Arnold v Britten* / *Nickson's Trustees*
- Partial reduction & declarator to "rectify" wills/will trusts— other trusts too? *Marley v Rawlings*
- Statutory Rectification – including SSA 2016 Wills
- Differences – Retrospection & Evidence
- And real cases in which the "fixes" have been used
- Other judicial "fixes"

TrustBar is delighted to return to **Aberdeen** with a seminar on topics of key importance to all concerned with wills and private client work. The talks should hold interest for all **private client**, **litigation** and **tax practitioners** in this area. Anyone from your firm/organisation is welcome to attend. The fee for the event is £25 per person. To reserve a place/ places, or for further details, please email trustbar@advocates.org.uk or call **0131 260 5830**