

# STEP GENEVA CONFERENCE

## 7 May 2012

Compliance, due diligence,  
regulation of trustees and  
exchange of tax information:  
structuring for the future?

[Step-geneva-conference.ch](http://Step-geneva-conference.ch)

### Keynote Speaker

MR. RICHARD HAY, STIKEMAN ELLIOTT

### Location

#### Hôtel Président Wilson

47 Quai Wilson  
1201 Geneva | Switzerland  
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## 08:15 - 08:45 **Welcome and coffee**

### 08:45 - 09:30 **Regulatory compliance**

#### **Richard Hay, Stikeman Elliott**

Richard Hay a tax partner and the head of the international private banking and financial regulation practice in the London office of Stikeman Elliott, Canadian and International lawyers. He is Co-chairman of the London based International Committee of the STEP. Mr Hay advises on information exchange and financial regulation policy, including the initiatives pursued by the G-20, the OECD, the EU, the FATF and the IMF.



### 09:30 - 10:15 **Latest developments on Rubik and Swiss withholding tax**

#### **Jean-Philippe Krafft**

##### **Rhône Trust and Fiduciary Services SA**

Jean-Philippe pursued law studies in Zurich until the doctorate, completed by a Master in Laws in Cambridge, a Swiss bar admission and a federal tax expert diploma. Over the last twenty years, he practiced tax and commercial law within internationally known law firms and financial institutions in Geneva, Zurich and Washington. For several years, he has been teaching tax law at the University of Lausanne and within various professional organisations.



## 10:15 - 10:45 **Coffee break**

### 10:45 - 11:30 **Relationship between trustee, banker and client : common pitfalls to avoid**

Xavier Isaac, Investec Trust Jersey

#### **Xavier Isaac**

Xavier Isaac is the Chief Executive Officer of Investec Trust, a leading trust group which provides bespoke family wealth structuring and administration services. Xavier is a principal driver of the Investec Trust vision and strategy. Prior to joining Investec Trust in 2005, he gained over 20 years of experience in various management positions at ABN AMRO Bank and Trust in Luxembourg, Geneva and Jersey, and as Managing Director of Investec Trust in Geneva.



### 11:30 - 12:15 **How to apply effective due diligence on third parties with respect to trusts ? Importance of robust client due diligence**

Judith Chatoo (Trust Counsel Wealth Planning Services International Coutts & Co)

#### **Judith Chatoo**

##### **Trust Counsel Wealth Planning Services International Coutts & Co**

Judith Chatoo is Trust Counsel for the International Trust Business of Coutts & Co, part of the RBS Group. A Member of the Law Society of England & Wales, she has 20 years of trust, estates and succession planning experience both in private practice in the UK and, since 1999, offshore in the Cayman Islands and Geneva offices of Coutts.



12:15 - 12:30

## Chairman and Vice-Chairman remarks

MODERATOR: Me. Julien Dif, (Bonnard Lawson, Geneva),

Ms. Cécile Civiale Vuillier, Managing Director (Bedell Trust Suisse, Geneva)

### Julien Dif

Julien Dif was called to the Luxembourg Bar in 2001 and to the Geneva Bar in 2007, after completing an LLB in English law at King's College London and a Maîtrise in French law at the University of Paris Panthéon-Sorbonne. His practice focuses on the advice to corporate and individual clients on wealth planning and succession issues as well as on collective investments schemes, pooled investments and financial regulatory work.



### Cécile Civiale Vuillier

Cécile worked in the UK and France before becoming head of a trust company in Switzerland for the past 10 years. She brings extensive experience in developing and maintaining client relationships and in growing business activity – particularly in the field of trust products and services. She has been acknowledged as a « prominent figure » in the « Leading Trustees » category in the 2011 Citywealth Leaders List.



12:30 - 13:30

## Lunch

13:30 - 14:15

## Recent developments on succession planning tools (foundations, life insurance policies, QROPS, etc) a jurisdictional overview – the future of trusts

### Benjamin Mushokoza

Benjamin Mushokoza is the legal Counsel of Favona SA, a company active in the fields of corporate services, estate and tax planning. Benjamin has been working as legal advisor and head of the Corporate Services Department of Lombard Odier Bahamas. Benjamin sat on the "Foundations Review Working Group" finalizing the amendments of the Bahamas Foundation Act and the enactment of the Executive Entity Act. He studied law in Belgium, France and Switzerland and holds a LLm in Business Law.



### Stella Mitchell-Voisin

Stella Mitchell-Voisin is the Managing Director of Summit Trust International SA and one of the founders of the company. She has a wide range of experience of trust and company management including fine art, bloodstock, commercial and residential property, private equity, international portfolio management and secured lending. Stella is a graduate of Kings College, London (LLB Hons), an associate of the Chartered Institute of Bankers and a member of STEP.



### Michael Wells-Greco

Michael is a senior lawyer in the Geneva branch of Maitland Advisory LLP. He advises internationally based clients and their family offices, trustees and private banks on international tax, trust and estate issues, with emphasis on the UK and Continental Europe. Michael advises frequently on private international law issues and holds a full faculty post at Maastricht University in Private International Law and European family law.



14:15 – 15:00

## The Swiss criminal procedure applied to trusts

Mr. Dario Zanni

### Dario Zanni

Public prosecutor in Geneva since 2004 specialized in economic criminality (embezzlement, disloyal management, commercial corruption, accounting and balance sheet manipulation, fraud and money laundering). He has a degree in law and in economics and is chartered financial consultant. He built up experience in tax and legal advice, corporate finance, corporate services and asset management.



15:00 - 15:30

## Coffee break

15:30 - 16:15

## Cross border activities : new banking requirements

Ms Geneviève Berclaz

### Geneviève Berclaz

Prior to joining BRP Bizzozero & Partner SA, Geneviève worked as Senior Manager in Pricewaterhouse Coopers' Regulatory & Compliance Services, as an advisor and auditor for banks and financial intermediaries. She also worked for the Swiss Finance Administration and was part of the Swiss delegation for FATF. She later joined FINMA as head of international cooperation and AML matters.



16:15 - 17:00

## Regulation of trustees in Switzerland - the necessity to regulate drawing from the experience of a foreign regulator

Tracy Tepper (Lombard Odier Trust), Prof. Luc Thévenoz (University of Geneva),

Adrian Escher (KENDRIS LTD)

Moderator : Me. Stephanie Jarrett, TEP (Baker McKenzie, Geneva)

### Luc Thévenoz

Luc Thévenoz is professor at the Faculty of Law of the University of Geneva and the director of its Centre for Banking and Finance Law. His research and teachings include the law of obligations, contracts, trusts, as well as the law of banking and securities transactions, markets and regulation. His 2001 report to the Swiss government laid the foundation for the ratification of the Hague Convention on Trusts. He is an honorary member of STEP.



### Stéphanie Jarrett

Stephanie specializes in strategic planning and training for financial institutions and advising families on business and personal succession planning typically involving trusts and international tax planning with a particular emphasis on governance issues. Stephanie received the STeP Founder's award for Outstanding achievement in november 2008 and is listed in the 2010 Top 20 Women in Private Wealth Management edited by Citywealth.



### Adrian Escher

Adrian Escher is a Founding Partner and the CEO of KENDRIS Ltd. Prior to KENDRIS, he was a Partner of KPMG Switzerland, where he held various executive positions. Adrian Escher is a Swiss Certified Fiduciary Expert (Diplôme d'expert fiduciaire), holds a Swiss Advanced Certificate in Trust Management and the Diploma in International Trust Management. He is a Committee Member of the Swiss Association of Trust Companies (SATC), and a Member of STEP.



### Tracy Tepper

Tracy Tepper is President & CEO of Lombard Odier Darier Hentsch Trust (Bermuda) Limited. She is a member of the Law Society of Upper Canada, Bermuda Bar Association and International Bar Association. Ms. Tepper serves on various local Boards including Bermuda Monetary Authority, Business Bermuda and Association of Bermuda International Companies. She is Chair of Bermuda Association of Licensed Trustees and International Trust Companies Association.



17:45 - 19:00

## Cocktail