



Chancery Bar Association

Gibraltar Conference

Sunborn Yacht Hotel Thursday, 5th November 2015

1.45 pm *Registration & Coffee*

2.15 pm Welcomes by Amanda Tipples QC,
Vice Chair of the Chancery Bar Association and
the Minister of Justice, the Hon Gilbert Licudi
QC MP

PART ONE

2:30 pm **Chair: Adrian Jack**, Justice of the Supreme
Court of Gibraltar

1 Simon Johnson,

Enterprise Chambers, Lincoln's Inn:

*The implementation of UNCITRAL Model Law
in Gibraltar*

- Background: UNCITRAL Model Law
- Overview of the Insolvency (Cross-Border Insolvencies) Regulations 2014
- Practical points arising from English case law on Cross Border Insolvency Regulations 2006

2 Conn MacEvilly,

9 Stone Buildings, Lincoln's Inn:

*Recognition of Gibraltar insolvency proceedings
in English courts - practical steps*

- Why apply – the benefits of a recognition order
- The legal framework
- The requirement for sanction
- Making the recognition application in England and Wales

3 Elspeth Talbot Rice QC,

XXIV Old Buildings, Lincoln's Inn:

It's Freezing here!

- Can freestanding injunctions in support of foreign proceedings be granted?
- And against respondents against whom no cause of action is alleged?

4:00 pm **Refreshment Break**

4:30 pm **Chief Justice of Gibraltar**

PART TWO

4:45 pm **Chair: Keith Azopardi QC**, Chairman of the
Gibraltar Bar Council

1 Tom Leech QC,

Herbert Smith Freehills:

*Looking After Leviathan: Setting aside trustee
decisions on the grounds of mistake*

2 Oliver Marre,

Tax Chambers, 15 Old Square, Lincoln's Inn:

*The Status of Gibraltar under EU Law – a
question for referral to the CJEU “par
excellence”*

- Recent UK cases, including Fisher v HMRC and The Gibraltar Betting and Gaming Association litigation
- European / Human rights case law
- The current reference to the CJEU
- Relevance and impact for those in practice in Gibraltar and those doing business in Gibraltar

3 Nicholas Le Poidevin QC,

New Square Chambers, Lincoln's Inn:

Challenges to trusts internationally and firewalls

- Enforcement and jurisdiction
- Gaps in firewalls
- Divorce
- Confidentiality and disclosure

6.15 pm **Closing Remarks**

6.20 pm **Champagne & Canapés Reception**