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Drafting Cayman Islands Trusts James Kessler, Tony Pursall, 2006-01-01 The Cayman Islands is one of the world's leading jurisdictions for the establishment of offshore trusts. However, it is not easy for a practitioner to approach the drafting of a Cayman Islands trust instrument with confidence. This eminently practical book solves that problem to near perfection. Arranged as a collection of precedents with each provision of every precedent explained in detail, *Drafting Cayman Islands Trusts* could hardly make the drafting process easier. The drafter learns the advantages and potential pitfalls associated with each provision as he or she prepares to draft it. The authors provide specific language, although individual variations based on the authors' expert guidance are encouraged. The precedents covered include the following: Discretionary trusts with and without protectors; Interest in possession trust; Reserved powers trust; Charitable trust; STAR trusts; Appointments and retirements of trustees. For additional convenience, the precedents are also provided in Word format on a CD-ROM that comes with the book. The detailed annotation answers such key questions as the following: Are hostile beneficiary clauses valid? Do automatic flee clauses work? What powers can a settlor reserve? How can STAR trusts be used to protect trustees holding high risk assets? Would STAR trusts be recognised in other jurisdictions? How can one restrict a beneficiary's right to information and trust documents? Can the appointment of a foreign trustee discharge a retiring Cayman trustee? What indemnities should retiring trustees request from successors? As a systematic approach to drafting Cayman Islands trusts, this book will be of immeasurable day-to-day value to practitioners and administrators alike. James Kessler QC is a leading practitioner at the Revenue Bar. He is the author of *Drafting Trusts and Wills*, *Trusts Taxation of Foreign Domiciliaries* and *Taxation of Charities*. He is a founder member of STEP and founder of the Trusts Discussion Forum. Tony Pursall is a Cayman Islands attorney at law who practices from the London office of Maples and Calder. He is a member of the STEP International Committee and of the City of London branch committee of STEP. He is the author of the Cayman Islands section of the World Trust Survey for Trusts and Trustees and is a contributor to the Cayman Islands section of *Planning and Administration of Offshore and Onshore Trusts*. "All those who work with Cayman Islands trusts here or abroad should leap to their feet and applaud James Kessler and Tony Pursall for this splendid work." Antony Duckworth, Partner, Charles Adams Ritchie and Duckworth.

Discretionary Justice Kenneth Culp Davis, 1969-04 Research about justice for individual parties has been primarily concerned with the content of rules and principles and has insufficiently tried to penetrate discretionary justice as meted out by police, prosecutors and other administrators. In this groundbreaking study, Kenneth Culp Davis dispels the prevailing notion that discretionary justice is too elusive for scholarly investigation. Davis advances proposals for badly needed reforms in our system of discretionary justice and lays the groundwork for further empirical and philosophical studies. Our jurisprudence of statutes and of judge-made law, says Davis, is overdeveloped; our jurisprudence of administrative justice, of police justice, of prosecutor justice, of discretionary justice is underdeveloped. We need a new

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Lexicon of Trust & Foundation Practice John Goldsworth, 2016 Lexicon of Trust Foundation Practice provides essential support for trustees trust advisers private bankers insurers estate practitioners and all those who need to know the meanings and importance of words and expressions concerned with trusts private foundations and asset planning vehicles

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