



LONGMARK
TAX CONFERENCES LTD

Practical Tax Planning for High Net Worth Individuals and SMEs

CENTRAL LONDON TAX CONFERENCE



THURSDAY 25th NOVEMBER 2010

CONFERENCE SPEAKERS

Chairman and Speaker:

Patrick Way Barrister, Gray's Inn Tax Chambers

Speakers:

Chris Whitehouse Barrister, 5 Stone Buildings

Michael Thomas Barrister, Gray's Inn Tax Chambers

Francesca Lagerberg Head of Tax, Grant Thornton

Emma Chamberlain Barrister, Pump Court Tax Chambers

Alun James Barrister, Temple Tax Chambers

CONFERENCE TOPICS

- Employment / remuneration issues
- Capital tax planning
- Property tax planning
- Capital gains tax – planning in a new era of higher taxes
- Strategies for successful tax litigation
- Foreign domiciliaries – how are the new rules working in practice?
- Transactions in securities – the new regime
- HMRC's view of residence, ordinary residence and domicile

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FEATURING A
CORPORATE TICKET
4 DELEGATES
FOR THE
PRICE OF 3



TIMETABLE: THURSDAY 25th NOVEMBER 2010

09:00 **REGISTRATION AND COFFEE**

09:30 **CHAIR'S OPENING ADDRESS**

PATRICK WAY

Barrister, Gray's Inn Tax Chambers

09:40 **EMPLOYMENT / REMUNERATION ISSUES**

- EBTs and EFRBS – what are the differences and do they matter?
- The *Sempra* attack on loans. Are HMRC really saying that loans are emoluments?
- The use of sub-funds
- Dealing with HMRC
- Obtaining a deduction
- Inheritance tax traps
- Planning for retirement

PATRICK WAY

Barrister, Gray's Inn Tax Chambers

10:25 **CAPITAL TAX PLANNING**

- 2010 Finance Acts
- The demise of *Melville III*
- Arrangements avoiding GWR / POA (including family home planning)
- APR and BPR update including farming partnerships and companies
- Emerging issues with the transferable nil rate band

CHRIS WHITEHOUSE

Barrister, 5 Stone Buildings

11:10 **COFFEE**

11:30 **PROPERTY TAXES**

- Structuring joint ventures to avoid unnecessary charges
- Opportunities to save SDLT after s.75A
- Use of LLPs and partnerships
- Recent developments in VAT and property

MICHAEL THOMAS

Barrister, Gray's Inn Tax Chambers

12:15 **CAPITAL GAINS TAX - PLANNING IN A NEW ERA OF HIGHER TAXES**

- Structures that can help minimise tax liabilities
- Maximising entrepreneurs' relief and ensuring it is not overlooked
- Sensible planning to make the most of opportunities
- Crucial factors to bear in mind when advising in this area
- Looking ahead to possible future changes

FRANCESCA LAGERBERG

Head of Tax, Grant Thornton

13:00 **LUNCH**

14:10 **STRATEGIES FOR SUCCESSFUL TAX LITIGATION**

- The need for a suitable plan
- Avoiding protracted disputes
- Choosing a battleground: is the Tribunal the best solution?
- The critical importance of the facts and how to present them
- Dealing with HMRC's tactics

MICHAEL THOMAS

Barrister, Gray's Inn Tax Chambers

14:40 **FOREIGN DOMICILIARIES – HOW ARE THE NEW RULES WORKING IN PRACTICE?**

- £30,000 - is it still worth paying? Consequences of opting into the arising basis and paying the £30,000 effectively.
- Watching traps on capital payments. Care with timing.
- When is a remittance taxable? Problems on relevant persons.
- Dealing with debt - transitional rules; problems under the new regime
- Rules on partnership interests
- Exceptions to the remittance rules.
- Remittances from mixed funds.
- Excluding the settlor from settlor-interested trusts – traps to watch

EMMA CHAMBERLAIN

Barrister, Pump Court Tax Chambers

15:30 **COFFEE**

15:45 **TRANSACTIONS IN SECURITIES - THE NEW REGIME**

- Outline of key changes
- Income tax "advantage" and the link to distributable reserves
- The new "escape clause"
- Safe haven for fundamental changes of ownership
- Impact on regular areas of difficulty including
 1. retained ownership
 2. sale of part
 3. returning capital
 4. liquidation situations

ALUN JAMES

Barrister, Temple Tax Chambers

16:40 **HMRC'S VIEW OF RESIDENCE, ORDINARY RESIDENCE AND DOMICILE**

- The new attack
- What does "settled purpose" really mean?
- The *Shah*, *Tuczka*, and *Grace* cases
- *Davies and James* and *Gaines-Cooper* – the different approaches
- HMRC 6 – its relevance
- The Revenue's view of *Genovese*
- Where do we go from here?

PATRICK WAY

Barrister, Gray's Inn Tax Chambers

17:20 **CHAIRMAN'S CLOSING REMARKS AND FINAL QUESTIONS**

PATRICK WAY

Barrister, Gray's Inn Tax Chambers

17:30 **CONFERENCE CLOSE**

WHO ARE WE?

LONGMARK TAX CONFERENCES LTD.

Registered Office: Grove House, Back Rowarth, Glossop, Derbyshire SK13 6ED **Tel:** 0845 260 1057 **Email:** info@longmark.co.uk
Directors: Mark Fink BA ACA CTA Mike Longman BA FCA CTA **Co. Reg. No.** 5601421

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WHO ARE THE SPEAKERS?

PATRICK WAY

Patrick Way has practised tax law since the late 1970s, first as a solicitor (admitted 1979) and now as a barrister (called 1994). He has a successful advocacy and advisory practice. Chambers & Partners UK Guide says that his work is "comparable to that of a Silk." He is currently handling a considerable amount of litigation much of which involves precedent-setting tax questions. He works with a variety of law and accounting firms on corporate, private client and other matters. The "battle-hardened" Way is much in demand from clients due to his "great commercial acumen". He has been listed in Accountancy Age's top 50 financial Power List and has been The Times Lawyer of the Week. He has acted in some of the largest international and domestic corporate transactions, been involved in major real estate projects all around the world and advised many household names from royalty to rock stars and from footballers to financiers. Prior to Gray's Inn, Patrick was a solicitor and an equity partner in two leading London law firms.

CHRIS WHITEHOUSE

Chris Whitehouse is a barrister practising at 5 Stone Buildings Lincoln's Inn. He is the co-author of Pre-Owned Assets: Capital Tax Planning in the New Era and is one of the Editors of Dymonds Capital Taxes.

MICHAEL THOMAS

Michael Thomas joined Gray's Inn Tax Chambers in 2001 having formerly worked in the Corporate Tax Department at Pricewaterhouse. He is well known in the field of real estate taxation: Chambers and Partners Guide says that he is thought by many to be the "go-to man for detailed SDLT advice on the most complicated transactions" and his book on SDLT is published by Cambridge University Press. He regularly advises on property transactions of all shapes and sizes. However, Michael's practice is not confined to property and he has a wide range of expertise across all areas of business taxation, both advisory and contentious. On the litigation side of things he acts mostly in tax appeals but is also involved in defending professional negligence claims.

FRANCESCA LAGERBERG

Francesca Lagerberg is Head of Tax at Grant Thornton UK LLP and runs its national tax department. She is a past-Chairman of the Tax Faculty of the ICAEW, chaired its Technical Committee for three years and is on the Council of the Chartered Institute of Taxation.

Francesca is a regular writer and commentator on tax issues in the national and professional press and on TV and radio. In 2008 she won the Lexis Nexis Taxation best tax lecturer of the year award and was nominated in this year's CBI 'Women in Business' awards. She is a qualified barrister, Chartered Accountant (Fellow) and a Fellow of the Chartered Institute of Taxation (CIOT). She is actively involved in lobbying for better, simpler and more proportionate tax legislation and has recently been appointed to sit on the new Forum for Tax Professionals set up by the Government's Exchequer Secretary.

EMMA CHAMBERLAIN

Emma Chamberlain is a barrister practising at Pump Court Tax Chambers and a fellow of the Chartered Institute of Taxation (CIOT). Emma specialises in taxation and trust advice for private clients particularly inheritance tax, capital gains tax and taxation of foreign domiciliaries.

Formerly chair of the CIOT Succession Taxes Committee and a member of the STEP Technical Committee, she received the 'Outstanding Achievement Award' at the STEP Private Client Awards 2006.

Emma is co-editor of *Dymond's Capital Taxes*, co-author of *Pre-Owned Assets: Estate Planning 3rd Edition* published in December 2009 and co-author of *Trust Taxation: Planning after the Finance Act 2006*, 2nd edition published December 2008.

She is also co-author of Mirrlees Report IFS "Wealth and Wealth Transfer taxes" OUP 2009, an annual contributor to *Tottel's Revenue Law* and writes articles on capital taxation in a number of technical journals including *Taxation*, *Private Client Business* and *British Tax Review*.

ALUN JAMES

Alun James is a barrister practising at Temple Tax Chambers and specialising in all areas of tax and VAT, particularly in the corporate sphere. He advises regularly in relation to reconstructions and buy-outs, and often assists with applications for clearance. He has been co-author of *Taxation of Companies and Company Reconstructions* since 1991. Alun is also a member of Exchange Chambers, Liverpool and Manchester.

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Partner, Major city law firm
(London November 2009)

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Cathy Corns

Mercer & Hole
(London November 2009)

"Good value. Very practical. Much better than your competitors."

Tax Partner, National law firm
(West Midlands Conference December 2009)

"Excellent documentation/speakers' notes. Extremely high standard of presenters. Great location and good value for money."

Stephen Bryan

Partner, Cooper Parry
(East Midlands Conference, May 2010)

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Ian Roberts

Partner, The TACS Partnership
(North West Conference June 2010)



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£450 + VAT (£528.75)

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London Tax Planning Conference Thursday 25th November 2010

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ADMINISTRATION

Venue

Central London location

Fee

Your fee includes attendance, refreshments, lunch and paper documentation. It is a condition of the booking that the fee is payable in advance. Once payment has been received a VAT receipt will be sent. Payment must include VAT.

Our confirmation of your booking

All bookings will be acknowledged in writing within 21 working days of their receipt and joining instructions (final conference details and a venue location map) will be sent out to delegates approximately two weeks before the event. Please telephone immediately:

- if you have not received written acknowledgement of your booking within four weeks of sending it.
- if you have not received your joining instructions five days before the event.

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If you have any special needs or particular dietary requirements, we are happy to help where possible. Please contact us on the enquiry number below with details.

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A certificate of attendance is available on request, following your attendance at this conference, as a record of your training and development. Longmark Tax Conferences are SRA accredited CPD providers (Ref: DNH/LTCL). This conference carries 6 CPD hours.

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A refund of fees will be made only for cancellations received in writing at least 21 days before the event (less a 25% cancellation fee to cover administration costs). No refunds will be made for cancellations received within 21 days of the event and failure to attend after confirming a booking will be subject to the same terms. A substitute delegate will be accepted at any time before the event.

Documentation sale

If you are unable to attend the conference but would like to purchase a set of the conference documentation (price £150 - zero VAT) please call us on **0845 260 1057** or e-mail info@longmark.co.uk. Your notes will be dispatched within 5 working days after the event.

Sponsorship opportunities

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