



## Managing insolvencies and shareholder disputes with a Caribbean connection – a practical guide to offshore proceedings

### About the topic

After the Yung Kee case, it is expected that more winding-up petitions resulting from shareholder disputes may be made in offshore jurisdictions by Hong Kong based shareholders holding interests in offshore companies with assets in Hong Kong or Mainland China.

At this seminar, Eliot Simpson of Appleby will focus his talk on the practical issues arising in offshore winding-up proceedings and shareholder disputes. His talk will cover the following:

- Identifying an available and appropriate jurisdiction in disputes involving an offshore structure.
- An overview of the relevant courts and divisions in the Cayman Islands and British Virgin Islands.
- The practical steps and issues to expect in the prosecution of:
  - ✧ an insolvent winding-up application;
  - ✧ a just and equitable winding up or an action for unfair prejudice.
- Issues for liquidators of offshore companies.

### About the programme

<b>Date &amp; Time</b>	28 May 2014, Wednesday
<b>Venue</b>	HKICPA training centre 27 <sup>th</sup> Floor, Wu Chung House 213 Queen's Road East, Wanchai
<b>Fee</b>	HK\$180 per person for RIF members HK\$280 per person for Non-RIF members <i>Not a RIF member? Click <a href="#">HERE</a> to join.</i>
<b>CPD credit</b>	1 hour (subject to actual attendance)
<b>Law Society CPD credit</b>	Being applied for
<b>Language</b>	English
<b>Competency</b>	Insolvency*
<b>Rating</b>	Intermediate/Advanced level*
<b>Application deadline</b>	<b>23 May 2014</b>

#### Rundown

<b>12:30 pm</b>	Registration <i>(Sandwiches &amp; drinks provided)</i>
<b>1:00 pm</b>	Introduction
<b>1:05 pm</b>	Speaker's presentation
<b>1:50 pm</b>	Q&A / Discussion
<b>2:00 pm</b>	Closing remarks

#### Chairperson

**Mr. Ludwig Ng**  
 Member, RIF Executive Committee and  
 Member Services Sub-committee  
 Senior Partner, ONC Lawyers

\* Please refer [here](#) for descriptions of the various ratings and competencies.



## About the speaker

**Mr. Eliot Simpson**  
**Partner & Group Head of Litigation & Insolvency , HK**  
**Appleby**

Eliot Simpson spent nine years at Clifford Chance before moving offshore in 2000 to join a major firm based in the Cayman Islands. He then joined another major offshore firm based in Jersey, prior to joining Appleby in the British Virgin Islands (BVI) in 2008. He is admitted as a lawyer in the Cayman Islands, the British Virgin Islands and Jersey, as well as in England and Wales.

Eliot has extensive experience in all areas of commercial litigation and corporate insolvency, including corporate disputes, fund disputes, trust and estate litigation, insurance and reinsurance dispute resolution, the enforcement of judgments and arbitration awards, and corporate bankruptcy, insolvency and restructuring.

Eliot received praise from clients in *Chambers Global* 2012 for being 'a very experienced practitioner and a very bright individual.' He is a regular contributor to a number of publications including *Getting the Deal Through*, and *Dispute Resolution Review*. He is the author of the BVI chapter of *Greene on Shareholder Claims* (Jordans 2012).

## Registration

**By post or fax:**

Complete the attached reply slip and return it to the Institute on or before 23 May 2014, together with full payment. Cheque should be made payable to "Hong Kong Institute of Certified Public Accountants" or "HKICPA". Fax registration will be accepted for payment by any VISA/Master card or the BOC HKICPA UnionPay card.

**You may consider your registration to be successful unless you receive notification from us to the contrary.**



## RIF seminar – Managing insolvencies and shareholder disputes with a Caribbean connection

Finance & Operations Department  
Hong Kong Institute of CPAs  
37th Floor, Wu Chung House  
213 Queen's Road East  
Wanchai, Hong Kong

Fax no: 2893 9853

**28 May 2014**

(Reply on or before 23 May 2014)

**FOR OFFICE USE**

Seq. no.: .....

Handled by: .....

Please allow 4 days to process your application. You can check your enrolment status it at "[My CPA](#)". Unsuccessful enrolment will be notified before the commencement of the event with full refund.

**Please type or print:-**

Name: (\*Mr./ Mrs. /Ms.) \_\_\_\_\_ Institute membership no.: \_\_\_\_\_

Company name: \_\_\_\_\_

Position held: \_\_\_\_\_ Email: \_\_\_\_\_

Telephone no.: \_\_\_\_\_ Fax no.: \_\_\_\_\_

**You may use a separate sheet to list out the name, position and Institute membership no. (if applicable) of additional participant(s) from the same firm/company as the above applicant.**

**Please "✓" as appropriate**

<b>Admission Fee:</b> <input type="checkbox"/> RIF member: HK\$180 per person x _____ person(s) = HKD _____	
<input type="checkbox"/> Non-RIF member: HK\$280 per person x _____ person(s) = HKD _____	
<b>Payment by:</b> <input type="checkbox"/> Cheque (no. _____) payable to "Hong Kong Institute of Certified Public Accountants" or "HKICPA"	
<input type="checkbox"/> VISA / Master card <input type="checkbox"/> BOC HKICPA UnionPay card	
Card Number: _____	Card Expiry Date (MM/YY): _____
Cardholder's Name (block letters): _____	Cardholder's Signature: _____
	Date: _____
<input type="checkbox"/> I would like to have an official receipt. (Remarks: Official receipt will be sent to your email address provided above.)	

**Notes:**

- Enrolments are accepted on a first-come-first-served basis. Telephone reservations will not be accepted.
- Full payment must be made before applications will be processed. Application by fax will ONLY be accepted when payment is made by credit card. Cash is strictly NOT accepted.
- The closing date for enrolment is **23 May 2014**.
- You may consider your registration to be successful unless you receive notification from us to the contrary.
- Unless the event is cancelled due to unforeseen circumstances, no refunds will be made after applications have been processed.
- Bad weather arrangement: The seminar will be cancelled if typhoon signal no. 8 or above / black rainstorm warning is hoisted, as announced by the Hong Kong Observatory, at or after 6:30 a.m. on the date of the event. In the event of cancellation due to bad weather, the admission fee will be refunded.

Your personal data collected from the enrolment process and administration of courses will be used for the purpose of the administration of the course on which you are enrolled. Such data collected may be accessible by the Institute's officers, persons or committees processing the application and related matters. In addition, the Institute may use the collected data for statistical research and analysis and, if applicable, for validation of CPD hours. The Institute intends to use the personal data of your name, email address and correspondence address to inform you, where relevant, of CPD activities, members' benefits, goods, services, facilities and events organized or provided by the Institute or other organizations. Members and registered students may opt out of receiving such materials at any time by logging in via the following link <https://www.hkicpa.org.hk/en/members-area/comm-preference/>. Non-members may opt out of receiving such materials at any time by sending an email to the Institute at [privacyofficer@hkicpa.org.hk](mailto:privacyofficer@hkicpa.org.hk) or a letter to the Institute's privacy officer. For more information about the privacy policy of the Institute, please go to <http://www.hkicpa.org.hk/en/service-tools/privacy-policy/>. Please note that if you do opt out, you will no longer receive information about RIF news and events.

**Payment & Enrolment Status Enquiry:** 2287 7381  
e-mail: [finance@hkicpa.org.hk](mailto:finance@hkicpa.org.hk)

**Event Information Enquiry:** 2287 7009 / 2287 7089  
e-mail: [may@hkicpa.org.hk](mailto:may@hkicpa.org.hk)

For payment by cheque, please fill-in your postal address for refund in case the event is full or cancelled.

Name :	Name :
Address :	Address :