



# Light touch restructuring and the nexus between Hong Kong and the offshore world

## About the topic

At this seminar, Ian Mann and Joanne Verbiesen, of Harneys will speak on:

- Insolvency and restructuring procedures
- Offshore: The place of incorporation and its significance
- The power to wind up a foreign company in Hong Kong
- Core requirements test
- Appointment of Provisional Liquidator
- Cayman and Bermuda – Provisional Liquidation and the benefits
- The restructuring Provisional Liquidation: Cayman and Bermuda
- Parallel schemes of arrangement
- LDK Solar Co
- Management fraud

## About the programme

<b>Date &amp; Time</b>	14 September 2016, 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\$230 per person for RIF members HK\$330 per person for Non-RIF members
<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>8 September 2016</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

### Chair

**Terry Kan**  
 Member, RIF Executive Committee;  
 and Partner, SHINEWING Specialist  
 Advisory Services Limited

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



## About the speaker

**Ian Mann** is head of Harneys' Offshore Litigation and Restructuring Department in Hong Kong servicing Asia-based clients involved in Offshore litigation. He specializes in cross border insolvency advising debtors and creditors on all aspects of restructuring and insolvency. Ian is an experienced advocate who has a number of reported cases in the High Court and Court of Appeal in England. He continues to appear regularly as an advocate in the Commercial Division of the Eastern Caribbean Supreme Court and Court of Appeal. Prior to moving offshore, Ian practised as a barrister at 13 King's Bench Walk, chambers of Roger Ellis QC, London.

Ian is the co-author of the leading text book *British Virgin Islands Commercial Law*, Sweet & Maxwell Thomson Reuters (now in its third edition) and in particular, wrote the chapter on insolvency in the BVI. He is also the co-general editor of *Bermuda Commercial Law*, Sweet & Maxwell (2016).

Ian is ranked as a Tier 1 lawyer in Asia in the 2015 edition of Chambers & Partners where he is described as a "very seasoned adviser" and is singled out for his extensive expertise in shareholder disputes and insolvencies. Chambers say that clients appreciate his "practical advice and insight of the commercial realities" in a transaction. Ian is also recommended as a leading lawyer in the 2014 edition of Legal 500 where he is described as "a pleasure to work with". In the 2014 edition of Chambers & Partners, Asia-Pacific, he was recommended for his "established reputation in the region for handling a wide range of corporate disputes".

**Joanne Verbiesen** is a partner based in Harneys' Hong Kong office. She is a member of the firm's Litigation and Restructuring Department, servicing Asia-based clients involved in Cayman Islands and BVI litigation. Her practice involves high value contentious insolvency matters, general commercial litigation and contentious trust matters. A barrister by training, she regularly appears as an advocate in the Grand Court of the Cayman Islands. Joanne's recent experience includes:

- AHAB v SICL & Ors (FSD 54 of 2009 (ASCJ)), a US\$9.2 billion fraud case that is set down for trial in July 2016.
- In the Matter of Sterling Macro Fund (FSD 200 of 20115 (IMJ)) - lead counsel in a petition to wind up the company on the just and equitable ground and in a successful ex parte application for the appointment of provisional liquidators.
- Kabushiki Kaisha Sigma v Trustcorp Limited (in liquidation) and Hideo Seto (FSD 154 of 2013 (CQJ)) – acting for the plaintiff in proceedings seeking orders that the plaintiff is entitled to certain unit trusts in two Cayman Islands' trusts. The case confirmed the applicability in the Cayman Islands of the rule in *Hollington v Hewthorn* [1943] K.B. 587.
- Worthing v Sterling Macro Fund (FSD 87 of 2015 (CQJ)) - lead counsel in a successful application on behalf of a shareholder for a declaration of entitlement to, and the disclosure of, the books and records of a Cayman Islands registered fund pursuant to the terms of the fund's subscription agreement.

## Registration

### By post or fax:

Complete the attached reply slip and return it to the Institute on or before 8 September 2016, 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 – Light touch restructuring and the  
 nexus between Hong Kong and the offshore world**

**14 September 2016**

*(Reply on or before 8 September 2016)*

**FOR OFFICE USE**

Seq. no.: .....  
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Confirmation of enrolment will be sent to you via email. You can check your enrolment status at "MyCPA" at [www.hkicpa.org.hk](http://www.hkicpa.org.hk).  
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<b>Admission Fee:</b> <input type="checkbox"/> RIF member: HK\$230 per person x _____ person(s) = HKD _____	
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**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 **8 September 2016**.
- Confirmation of enrolment will be sent to you via email. You can check your enrolment status at "MyCPA" at [www.hkicpa.org.hk](http://www.hkicpa.org.hk). Unsuccessful enrolment will be notified with full refund.
- In normal circumstances, the seminar fee is non-refundable or non-transferrable upon receipt of payment by HKICPA. Should the seminar be cancelled or postponed due to unforeseeable circumstances, refund will be made according to your payment method. For credit card payment, refund will be made directly to your credit card account. For cheque payment, refund will be mailed to your correspondence address.
- 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.

**Personal Data:** Your personal data collected from the enrolment process and administration of courses/events/activities 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. The Institute intends to use the personal data of your name, email address and correspondence address to inform you, where relevant, of 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/>.

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