



Antecedent transactions: Onshore and offshore updates

Event code: SCPD19111401

About the topic

On 29 July 2019, the Judicial Committee of the Privy Council handed down its decision in *SEB v Conway and Shakespeare* (as liquidators of Weaving Macro Fixed Income Fund Limited (“Weaving”). The decision dismissed an appeal by SEB to overturn orders requiring it to re-pay redemption proceeds that it had received on the basis that they constituted preference payments. These proceedings are the first successful attempt by liquidators of a Cayman Island Investment fund to obtain a claw-back of redemption proceeds paid to an investor on the grounds of preference.

Mr. Shaun Folpp from Mourant Ozannes, the offshore law firm representing Weaving’s liquidators, and Mr. John M. Marsden from Mayer Brown will discuss the details of the case and provide an update of the onshore and offshore legal principles relating to antecedent transactions.

About the programme

Date & Time	21 January 2020, Tuesday, 1:00 – 2:00 pm <i>(rescheduled from original event on 14 November 2019, Thursday, 1:00 – 2:00 pm)</i>
Venue	HKICPA training centre, 27th Floor, Wu Chung House, 213 Queen’s Road East, Wanchai
Fee	HK\$230 per person for RIF members HK\$330 per person for Non-RIF members
CPD credit	1 hour (subject to actual attendance)
Law Society CPD credit	Being applied for
Language	English
Competency	Insolvency *
Rating	Intermediate/Advanced level*
Application Deadline	16 January 2020

Rundown

12:30 pm	Registration (Sandwiches and drinks provided)
1:00 pm	Introduction
1:05 pm	Presentation
1:50 pm	Q&A / Discussion
2:00 pm	Closing

Speaker

Shaun Folpp
Partner, Mourant Ozannes

John M. Marsden
Partner, Mayer Brown

Chair

Ludwig Ng
Member of RIF Executive Committee,
and Senior Partner, ONC Lawyers

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



About the speaker

Shaun Folpp Partner, Mourant Ozannes

Shaun leads Mourant's Litigation and Restructuring & Insolvency practices in Asia.

Prior to relocating to Hong Kong in 2015, he spent almost a decade practising in the Cayman Islands and in the British Virgin Islands. Before this he worked in both Brisbane and London.

He has extensive experience acting both for and against insolvency practitioners in all forms of external administrations, as well as acting for parties involved in general commercial, financial services and trust disputes, and has been involved in many of the largest offshore disputes to come before the courts of the BVI and Cayman Islands in recent history.

Shaun also has considerable experience advising on corporate governance matters, including in relation to the duties owed by directors and general partners, in addition advising more generally on the proper operation of investment funds and other offshore structures.

He is included in all of the major legal directories, including Legal 500, Chambers, Who's Who Legal and IFLR.

John M. Marsden Partner, Mayer Brown

John Marsden is a partner of Mayer Brown and is the Managing Partner of the firm's Vietnam and Thailand offices. He represents clients in a wide range of matters in the commercial and corporate context. His assignments have included financing transactions, non-performing loan disposals and corporate restructurings. John has provided advice in such large-scale restructurings or insolvencies as Asia Pulp and Paper, Pacific Andes, the Moulin Group, TMT and Vietnam Shipbuilding Industry Group, all of which are multi-jurisdictional transactions. John was placed into the Shanghai office for three years during which time he was involved with a number of substantial property acquisition and financing transactions.

John has been named a Band 1 Restructuring and Insolvency Lawyer by Chambers Asia Pacific (2013-2019), Market Leader in Restructuring and Insolvency by IFLR1000 (2018-2019) and Leading Lawyer in Restructuring and Insolvency by IFLR1000 (2010-2017). Chambers Asia Pacific (2018) described John as he provides an "aggressive and punchy service, but is very commercial too". John is also recognised as one of the 120 "Asia Best Lawyers" by IFLR1000 (2020).

Registration

By post or fax:

Complete the attached reply slip and return it to the Institute by **16 January 2020**, 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: Antecedent transactions: Onshore and offshore updates

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

21 January 2020

(Reply on or before 16 January 2020)

FOR OFFICE USE

Seq. no.:
 Handled by:

Confirmation of enrolment will be sent to you via email. You can check your enrolment status at "MyCPA" at www.hkicpa.org.hk. Unsuccessful enrolment will be notified with full refund.

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Company name: _____

Position held: _____ Email: _____

Telephone no.: _____ Fax no.: _____

(Note: Contact information is used solely for communication of this particular event, without update to your member profile.)

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

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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 16 January 2020.
- Confirmation of enrolment will be sent to you via email. You can check your enrolment status at "MyCPA" at www.hkicpa.org.hk
- 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.
- For credit card payment, the card should be valid with expiry date at least 1 month from the date of event.
- 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 10 a.m. on the date of the event. In the event of cancellation due to bad weather, the admission fee will be refunded.
- No unauthorized audio or video recording is allowed at CPD events.

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