

Chinese Custom and Law in Hong Kong: The Curious Case of the Chinese Customary Trust



by

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Steven Gallagher was awarded a first class LL.B. He was called to the Bar of England and Wales in 2006. Steven teaches equity and trusts, property law, and art, antiquities, cultural heritage and the law. Steven has presented continuing professional development courses for solicitors in Hong Kong on many topics associated with property law. Steven's research interests include equity and the law of trusts, Chinese custom and law, cultural heritage law, and law and technology.

This three-hour course will consider Chinese custom and law in Hong Kong. The seminar will consider how Chinese custom was introduced to the common law of Hong Kong, what Chinese custom was recognised by the laws of Hong Kong and how that recognition has developed the law and the custom.

The focus of the seminar will be on the curious case of the Chinese customary trust - recognised only in the law of Hong Kong and only for land in the New Territories of Hong Kong. We will consider whether these trusts, in particular the t'so and the t'ong, are trusts, how they may be created, what these trusts may do, what obligations are on their managers, what rights their beneficiaries have, and how they may be brought to an end.

Some of the topics which will be covered in this course include:

- What Chinese custom has been recognised in the law of Hong Kong;
- How has that recognition changed;
- Chinese customary trusts- the t'so and the t'ong;
- How are they formed;
- Are Chinese customary trusts really trusts?
- T'so and t'ong managers as trustees;
- How Chinese customary trusts may be brought to an end.

Scan to Calendar



Code:	EVT000000403	Level:	Intermediate
Date:	14 July 2023 (Friday)	Language:	English
Time:	09:30 - 12:45 (Reception starts at 09:00)	Accreditation(s):	LSHK 3.0 CPD Points
Venue:	Option of: (1) Online via Zoom; <i>or</i> (2) Kornerstone Institute 15/F, Hip Shing Hong Centre 55 Des Voeux Road Central Central, Hong Kong	Request for Rerun:	Please Contact Us for Details



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