

Recent trust cases

- ***Re PV Trustee Services Ltd*** [2017] NZHC 2957, (2017) 4 NZTR 27-028 (HC) – Protection for trustees making major financial decisions – s 66 Trustee Act – Court blessing t’ee decision.
- ***LSF Trustees v Footstep Trustee Co Ltd*** [2017] NZHC 2619, (2017) 4 NZTR 27-025 (HC) – The importance of retiring trustee securing an indemnity from the new/continuing trustees.
- ***Courteney v Pratley*** [2017] NZHC 3285, (2017) 4 NZTR 27-030 (HC) (21 Dec 2017) – Trustee’s litigation costs – T’ee not indemnified – *Beddoe* application at short notice – ss 66, 69 Trustee Act.
- ***Goldie v Campbell*** [2017] NZHC 1692, (2017) 4 NZTR 27-020 (HC) – PRA – control and the importance of the no benefit clause.
- ***The Fish Man Ltd v Hadfield*** [2017] NZCA 589, (2017) 4 NZTR 27-031 – Tracing misappropriated funds into debt and the exception.
- ***Horsfall v Potter*** [2017] NZSC 196, [2017] 4 NZTR 196 – Is it held on trust ? Short term tax benefit, long term PRA disadvantage.