

ERA Conference on Cross Border Succession

The Academy of European Law (ERA) will host a conference on Planning Cross-Border Succession in Trier, Germany, on March 20 and 21, 2014.

Thursday, 20 March 2014

I. THE SUCCESSION REGULATION

Chair: Christian Hertel

09:15 Scope of application and international conventions that take precedence over the Regulation (Guillermo Palao Moreno)

09:45 Discussion

10:00 Which court is competent to decide cross-border succession cases? Which law is to be applied? (Jonathan Harris)

10:45 – 11:00 Discussion

Chair: Jonathan Harris

11:30 Effects of foreign decisions and authentic instruments in matters of succession

12:00 European Certificate of Succession: conditions for issue of certificate and effects (Christian Hertel)

12:30 – 12:45 Discussion

II. CROSS-BORDER INHERITANCE TAX ISSUES

Chair: Patrick Delas

14:00 Inheritance taxation in the context of EU law (Nathalie Weber-Frisch)

- National inheritance laws in comparative perspective
- CJEU case law on the impact of free movement on inheritance

14:45 Discussion

15:00 Possible measures to avoid double taxation in cross-border successions (Niamh Carmody)

15:30 Discussion

15:45 WORKSHOP (with tea & coffee)

Drafting testamentary dispositions in the light of the Succession Regulation and diverging tax regimes (Patrick Delas & Richard Frimston)

16:45 – 17:30 Results of the workshop and discussion

Friday, 21 March 2014

III. INTERPLAY WITH OTHER AREAS OF LAW

Chair: Richard Frimston

09:15 The impact of matrimonial property on succession law (Patrick Wautelet)

09:45 Discussion

10:00 Company law, trusts and succession disputes (Paul Matthews)

10:30 – 10:45 Discussion

11:15 Proof of succession in land registration proceedings (Kurt Lechner)

11:45 Discussion

Chair: Kurt Lechner

12:00 Inheritance of (holiday) houses and bank accounts abroad: national reports

- Markus Artz
- Guillermo Palao Moreno
- Paul Matthews
- Patrick Wautelet

13:15 Lunch and end of the conference