

The Law of Charities in Hong Kong and Possible Reform

by

Prof. Steven Gallagher,
Professor of Practice in Law,
Associate Dean
(Academic & Student Affairs),
The Faculty of Law,
The Chinese University of Hong Kong



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 a course on art, antiquities, cultural heritage and the law. In September 2023, Steven began teaching a new course on digital technology and law. Steven has presented over 200 continuing professional development courses for solicitors in Hong Kong on many topics associated with property. Steven's research interests include equity and the law of trusts, cultural heritage law, Chinese custom and law, and legal history. In 2023, Steven published a textbook on Digital Technology and Law. He is not a technologist.

This 3-hour seminar will provide an introduction to the existing law of charitable trusts in Hong Kong and the legislative changes to this area of the law that were proposed in 2013. The seminar will begin with consideration of the existing law of charitable trusts in Hong Kong, including the benefits of charitable status for a trust and the requirements for charitable status. The seminar will then consider the problems with the modern law of charitable trusts in Hong Kong as identified in the Law Reform Commission's public consultation report published in 2013 and the recommendations on proposed legislative changes.

Scan to Calendar



Some of the topics considered in this seminar will be:

- The beneficiary principle and the problem with purpose trusts;
- The benefits of charitable status for trusts;
- Problems with charitable trusts;
- The definition of charity;
- Categories of charitable purpose;
- The public benefit requirement;
- The poor relative and poor employee exceptions;
- Mixed private and public purposes;
- Proposed changes to the oversight of charitable trusts;
- The potential civil and criminal liabilities of trustees of charitable trusts;
- A brief consideration of the doctrine of cy-près.

Code:	EVT000000424	Level:	Intermediate
Date:	16 October 2023 (Monday)	Language:	English
Time:	14:30 - 17:45 (Reception starts at 14:00)	Accreditation(s):	LSHK 3.0 CPD Points
Venue:	<i>Option of:</i> (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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