

HOLDUN TRUST (CAYMAN)
LIMITED



HOLDUN
FAMILY OFFICE

welcome to the family

A DIVISION OF HOLDUN FAMILY OFFICE

HOLDUN TRUST (CAYMAN) LIMITED

A premier trust company with a premier pedigree

BACKGROUND

Holdun Trust (Cayman) Limited is a Cayman Islands company and a related entity of Holdun Family Office, a multi-family office headquartered in the Bahamas.

Holdun Trust (Cayman) Limited has a full Cayman Islands exempt trust license.

Holdun Family Office is an independent multi-family office providing an array of services including discretionary investment management, investment consulting, consolidated reporting and accounting, estate planning, succession planning, family governance, risk management and managing relationships with banks.

Although Holdun Trust (Cayman) Limited was incorporated in 2015, Holdun Family Office's history goes back five generations initially starting off as a single family office to manage the wealth of the Holt and Dunn families.



Recognizing the need for a presence in the Cayman Islands, the world's premier offshore trust jurisdiction, Holdun Family Office set up Holdun Trust (Cayman) Limited in 2015. The four initial employees came to Holdun from some of the world's top financial institutions. The team brings with them decades of wealth management and trust expertise.

HOLDUN TRUST (CAYMAN) LIMITED (“**HOLDUN TRUST**”) is an independent, client focused trust company that provides trustee services for Cayman Islands’ trusts. Holdun Trust also provides managed company services and registered office services for Cayman Islands’ companies.

Holdun Trust is licensed by the Cayman Islands Regulatory Authority (“CIMA”) (akin to a Central Bank), to carry on Trust Business from within the Cayman Islands under the Banks and Trust Companies Law (2013 Revision). CIMA is the Cayman Islands’ financial services regulator. CIMA supervises and regulates the financial services industry in Cayman in accordance with relevant international standards and ensures the industry follows its money laundering policies and procedures and adheres to statutory regulations.



PHILOSOPHY

Holdun Trust is based on the premise that the client is at the forefront of our business and only by knowing our clients can we properly serve them to the pinnacle of their needs.

By offering clients a customized service with a particular emphasis on relationships, Holdun Trust (Cayman) Limited is arguably the premier trust company in the Cayman Islands.

We place client service at the center of all our operations. This is what sets us apart from other trust companies.

WHY SET UP A TRUST?

There are many reasons to set up a trust and it all depends on personal circumstances. Here are a few reasons:

- Estate planning
- Tax mitigation and tax planning
- Asset protection
- Family governance
- Streamlined passage of assets on death, reduction of probate process and costs
- To safeguard against spendthrift family members and protect those with addiction or health issues
- To plan for ill-health and the proper management of one's affairs
- To ensure fair division of assets
- To ensure assets stay within a family (mitigate against divorce, re-marriage)
- To provide a centralized platform to manage wealth particularly if the assets are in a number of international locations

Holdun Trust can provide guidance on these topics but cannot provide legal or tax advice; however we work with a number of leading Cayman Island lawyers.

WHY CHOOSE HOLDUN TRUST?

TRULY INDEPENDENT

Holdun Trust is independently owned and free from pressure to invest client assets with related parties. Holdun Trust focuses on the parties' best interests as its priority.

As Holdun Trust is privately owned by individuals, there are no external ties or links to any other country other than the Cayman Islands where Holdun Trust is a regulated entity. Contrast this to some other bank owned trust companies who have head offices or strong reporting links to countries such as Canada and US.

CLIENT FOCUSED

As Holdun Trust is regulated by the Cayman Islands Monetary Authority and compliant with international money laundering laws and regulations, Holdun Trust recognizes the importance of “getting to know your client” through appropriate procedures and policies. We believe in getting to know our clients so that we can better service their needs and build better working relationships.

We listen to our clients’ requests. As a smaller company compared to other companies who may be very rigid in their client approach, we are able to offer a flexible working relationship based on what the client needs. We can therefore tailor day-to-day services, which suits clients’ individual needs and their different characteristics.

RELATIONSHIPS AT THE FOREFRONT

The trustees take time to get to know the beneficiaries and related parties so that they can better act as trustees and make more informed decisions.

This includes regular visits to clients’ homes and investment reviews with the investment managers. Regular contact is based on clearly set parameters when the relationship is first established. If emails are preferred to telephone calls, we will note this. If meetings are preferred to electronic contact, we will follow this.



We understand that some clients want more frequent contact than other clients, and our working relationship is based on clients’ wishes rather than set in stone policies and procedures.

EXPERTISE

Our trust professionals are hand picked for their specific and individual expertise, as well as for their years of experience in the world of offshore trusts, particularly in the Cayman Islands. We will continue to source the best trust professionals to compliment existing members of our team based on what the clients' needs. This includes sourcing staff with particular language capabilities or characters to suit working with new and existing clients.

PERSONALISED SERVICE

Our services include:

- A personalized service with the client at the forefront
- Regular visits to the client
- A number of key contacts so there is no delay with client requests if the normal contact is travelling or away on leave
- A personal, efficient service with prompt responses to correspondence and quick decision-making
- Regular investment reviews where the trustees will organize calls or meetings between the beneficiaries and investment managers
- Prompt distribution of investment statements
- An in-house investment consultant who can provide an impartial third party review and investment analysis of investment performance
- A flexible working relationship with parameters set out clearly when we start working with clients
- Full fee transparency
- Access to our principals

TYPES OF TRUSTS AVAILABLE TO YOU

RESERVED POWER TRUSTS

These are trusts where some specific powers are reserved to the settlor; for example the settlor could have a reserved power of investment, which means the trustee would seek instructions regarding investments from the settlor when choosing an investment strategy

DISCRETIONARY TRUSTS

These are trusts where many of the powers are subject to the trustees' discretion. Trust can be discretionary and still have some powers reserved as well.

STAR TRUSTS

A STAR is a type of trust that can be set up for people, purposes (charitable and non-charitable) or both. The STAR Laws only apply where the trust deed expressly states that they are to apply. STAR Trusts were introduced into Cayman Islands law to overcome some of the difficulties arising with the use of more conventional offshore trusts.

FULLY MANAGED CAYMAN COMPANIES

These are companies where the shares are owned by the beneficial owner, but Holdun would act as directors and registered office.

CAYMAN ISLANDS PRIVATE COMPANIES ("PTCS")

PTCs are established with the sole aim of acting as a corporate trustee to a trust or a number of trusts, provided those trusts are "connected". PTCs are useful as they can provide confidentiality and a complete framework under which family members can be involved in decision making (by being on the board of the PTC). They can also deal with issues of succession when used in conjunction with a STAR Trust.

REGISTERED OFFICE SERVICES

Holdun can also provide registered office services for Cayman Islands companies.

HOW TO CHOOSE A TRUSTEE?

WHAT SHOULD I CONSIDER WHEN SELECTING A SUITABLE TRUSTEE?

Most importantly the Trustee you choose should have the same approach as you have with regards to a working relationship. It is imperative that the Trustee understands your specific family dynamics and issues so that they can act in all the beneficiaries' interests when requested to make a decision, e.g. a distribution to a beneficiary. If a trustee doesn't know its beneficiaries, it cannot possibly decide whether to proceed with a requested course of action or not.

This is where Holdun Trust is different from other trust companies. For small, independent trust companies they invariably do not have the budget to travel to meet the clients' families. Meeting the families is important to provide information on the family's dynamics and to cement lasting relationships as the generations grow.

An example of this is if a beneficiary the Trustee hasn't met before requests something from the trustee, a financial statement or a distribution. If the trustee doesn't really know the beneficiary, the trustee cannot properly exercise their discretion to make a decision. For safety and security purposes in the age of technology fraud it is important for the trustee to identify the key members of a class of beneficiaries to properly ascertain a non-fraudulent request.

For the larger bank owned trust companies, sometimes the trustees are focused on procedure and policy and do not have the time to get to know the beneficiaries. With high staff turnover or strict bureaucratic principles this can slow down the process.

Holdun Trust's employees have worked in a number of different trust companies and recognize the shortfalls mentioned above and as a result, Holdun Trust is the perfect balance of adherence to compliance, established trust procedures and ensuring clients' needs are paramount. We believe that client relationships are the cornerstone of the independent trust company.

THE RISE OF THE INDEPENDENT TRUST COMPANY

Recently in the Cayman Islands, there has been the sudden and unexpected departure of many large financial institutions including HSBC, Royal Bank of Canada Trust Company (Cayman Islands), Barclays Trust, Shroder Trust to name a few. Having large financial institutions as trustees can slow down simple transactions during the course of the administration of trusts because of the sheer number of employees involved in a transaction and the added layers of bureaucracy and reporting carried out to different internal committees and then all the way up to the company's head office.

Holdun Trust believes that this all signals the rise of the independent trust company, where trust and fiduciary experts are comfortable with their expertise to make day to day trust decisions instead of having to pass the decision making up many layers of internal personnel and ultimately back up to the parent headquarters.

This all, better serves the client and his or her many, complex needs.



HOW DO WE SET UP A TRUST?

We do not have “template trust deeds” as all clients have different circumstances and trusts need to be set up properly at the outset. We can introduce potential clients to lawyers who are specialists in trust drafting and we can be involved from the outset to provide our views and experience in the day-to-day matters of trust administration. We can work with the clients’ legal team to ensure the process is as simple as it needs to be and the finished product is a trust that properly reflects clients’ needs and wishes.



UNDERSTANDING

Personal objectives and criteria

Family issues

Business issues

Domicile and tax status of client and beneficiaries

Legal options and principles that should be observed



DRAFTING

Share our experience in terms of business plans, templates and model structures to minimize cost of legal advice

Coordinate with specialized legal advisors to cover specific issues



EXECUTION

Ensure all legal documents are signed and formalities are observed

Manage accounting, regulatory filing and client reporting

Monitor changing circumstances and legal environment

WHAT ARE THE FEE ARRANGEMENTS?

HOLDUN TRUST RECOGNIZES THAT EACH STRUCTURE IS DIFFERENT, therefore fees are calculated based on the complexity of a structure, their ongoing administrative requirements and the value of the underlying assets.

FEES:

- Charged on an annual basis in January, each year for that calendar year
- Charged on a “fixed fee basis” either a set fee or a fee based on asset size so fees are transparent and expected
- Set-up fees for the take-on of an existing structure are negotiable
- Annual fees are prorated for the first year of take-on and for the last year when and if the structure is terminated or dismantled

If any special work is required to carry out an out of the ordinary or complex transaction or something not anticipated during the normal course of business, then we will communicate to the client our suggestions for a one-off “special fee” which will be charged at the end of the transaction. Fees will not be taken without prior notice.

Fees will be clearly set out in a fee agreement that both parties will sign.

HOLDUN TRUST (CAYMAN) LIMITED

...An independent trust company to help you protect and transfer assets to future generations.



HOLDUN TRUST (CAYMAN) LIMITED

CAYMAN ISLANDS

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