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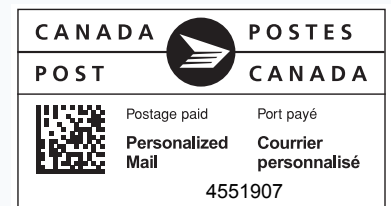


Tax and Succession Planning for the Family Business: Protecting Your Investment in Challenging Times

Chaired by

Chris Ireland
PPI Advisory

November 27th, 2020 • Attend via Live Webinar



RETURN POSTAGE GUARANTEED
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CHAIR



Chris Ireland, CA, TEP, Senior Vice-President, Planning Services, PPI Advisory, Vancouver, BC. Mr. Ireland has over 30 years of tax experience including several years as a tax partner in the Vancouver office of KPMG where he was in charge of the firm's national estates and trusts practice and the Vancouver office's personal tax services group. Mr. Ireland has been the coordinator and lecturer for the CICA advanced tax course, "Advanced Tax Issues for the Owner-Managed Business". Mr. Ireland is currently on the board of STEP Canada as well as being Deputy Chair. He is a past Chair of the Vancouver branch of STEP and a past president of the Vancouver Estate Planning Council. Mr. Ireland is a frequent lecturer and author in the area of tax planning and wealth preservation.

FACULTY



Paul Attia, LL.B., FEA, Your Family Enterprise, Toronto, ON. Paul is a lawyer, family business advisor and an executive in his own family's enterprise. Working as a litigator for nearly 15 years provided Paul ringside seats to the results of poor decision making. Now, as an advisor to family businesses and enterprises, Paul works with each member of the family enterprise system, to help them identify, grasp, and distill the issues at play, and works with them to guide them to

their desired outcomes in both the family and in the business. Paul understands this nuance well: after practising law as a Bay Street Litigator in Toronto and then a Criminal Prosecutor in Ottawa, Paul left law in order to run his own family's business when it needed his assistance. Through a deliberate and dedicated process, Paul and his family worked to grow the business' revenue, efficiency, and more importantly, plans for a successful succession. Paul has worked with families from across Canada as they wrestle with decisions around succession, family dynamics, and wealth planning, and he has been a keynote speaker at events across Canada and the U.S. Paul's experience both professionally and personally places him at the critical nexus of overlapping spheres: the professional experience to identify and understand family enterprise issues and the personal experience to skillfully and sensitively help family members navigate them.



David R. Baxter, B.Comm. (Honours), LL.B., Partner, Thorsteinssons LLP, Vancouver, BC. Mr. Baxter's practice focuses on tax planning for individuals, trusts and corporations in both domestic and international matters, including divisive reorganizations, estate planning, business structuring and sales, life insurance matters, foreign affiliates and cross-border structures. His clients include private enterprises, owner-managers and public corporations. Mr.

Baxter is a frequent lecturer on tax planning matters. He has written numerous papers and articles and is the author of business succession courses for the Institute of Chartered Accountants of BC and Ontario. Mr. Baxter has also lectured on tax matters at UBC law school.



Scott L. Booth, Partner, Jenkins Marzban Logan LLP, Vancouver, BC. Mr. Booth focuses on problem solving and helping his clients obtain solutions to challenging problems, including complex property disputes, spousal support claims, disputes involving children (including mobility), and both drafting and resolving disputes over domestic agreements. He is an active member of the Vancouver Family Bar and is the past Chair of the Canadian Bar Association's Vancouver Family Law Section. Mr. Booth is also a member of the Editorial Board for the *Family Law Sourcebook for British Columbia* and has written for and presented at the Canadian Federation of Law Societies' National Family Law Conference and the National Judicial Institutes' Family Law Conference. He is a regular contributor to family law publications and a guest speaker at family law courses. Mr. Booth has appeared before all levels of BC courts and is a certified family law mediator.



Ian Humphries, Partner, Thorsteinssons LLP, Vancouver, BC. Ian's practice focuses primarily on advising private Canadian corporations and their shareholders on income tax matters, including mergers and acquisitions, corporate reorganizations, succession planning, estate planning and tax planning with trusts. Additionally, Ian represents taxpayers in certain tax controversy matters, primarily at the audit and administrative appeals level. Ian is a former co-author of the taxation chapter of the CLE Annual Review of Law and Practice and has authored a number of papers on various income tax matters.



Eleni Kassaris, Partner, Dentons Canada LLP, Vancouver, BC. Eleni is the practice group leader in the Employment and Labour group of Dentons' Vancouver office, and has extensive experience advising employers in all aspects of employment and labour law. As part of her practice, Eleni acts in both an advisory capacity and as litigation counsel on matters relating to workplace disputes. Eleni has appeared before the Supreme Court of British Columbia, the Court of Appeal for British Columbia and the Federal Court of Canada, and regularly represents clients on matters before various administrative bodies and tribunals, including the Human Rights Tribunal and the British Columbia Labour Relations Board. Eleni is recognized for her expertise by *Canadian Legal Expert Directory*, *The Best Lawyers in Canada* and *Benchmark Litigation Canada*. Eleni is a frequent speaker and author on labour and employment law topics for a variety of audiences.



Benita Loughlin, CPA, CA, KPMG LLP, Vancouver, BC. Ms. Loughlin is a Tax Partner at KPMG LLP and leads the Global Mobility Services tax practice in the Vancouver office. She practises in the area of tax planning and compliance for individuals, estates and trusts in a U.S. and cross-border context. She advises individuals on tax matters related to their compensation, investments, retirement plans, estates, trusts, gifts and expatriation. Ms. Loughlin is a frequent speaker on

cross-border tax planning topics and has authored and co-authored numerous articles for various publications.

Tax and Succession Planning for the Family Business: Protecting Your Investment in Challenging Times

The family business structure is the main form of enterprise for the vast majority of businesses operating in Canada, and practical and financial impacts of the COVID-19 crisis continue to have profound and far reaching effects on their operation and sustainability. Family businesses of all sizes need to carefully evaluate their circumstances and take steps to ensure they are in the strongest possible position moving forward. As demographics and the business landscape continue to shift, the focus on effective tax and succession planning will be paramount for owners and families alike, and it is more essential than ever for professionals and operators in this area to remain on top of the many challenges and issues faced by family businesses today.

This program focuses on technical and complex issues relating to the protection and transfer of wealth in family business situations, with an emphasis on the unprecedented circumstances we find ourselves in. Our expert faculty will take you through the impacts of the pandemic on family business and equip you with practical and effective strategies you can directly utilize in your practice. You will learn the best planning techniques and structures that best preserve wealth and protect family interests in the face of an unstable market, impending succession, resultant taxes and other complicated family dynamics.

KEY AREAS TO BE ADDRESSED:

- Key legal developments, including COVID-driven economic aids and initiatives for small business
- Employment law considerations to ensure effective management of your workforce
- Trust and estate planning and related tax planning
- US tax and estate issues where cross-border considerations are involved
- Family law considerations in challenging times, including the implications of marital breakdown
- Managing family dynamics in a business transaction

WHO SHOULD ATTEND:

- Lawyers who practise in the areas of business, succession planning or taxation
- Accountants practising in areas of personal and/or corporate taxation, estate planning or advisory services for small business
- Banking and trust company executives and managers
- Owners and managers of family owned businesses
- Financial planners
- Business consultants



Bill S. Maclagan, Q.C., Partner, Blake, Cassels & Graydon LLP, Vancouver, BC. Bill is involved in all aspects of income and commodity taxation, including goods and services tax and transfer pricing. He practises in both the taxation planning and tax litigation fields, with an emphasis on corporate taxation, in particular transactional advice, corporate reorganizations, structuring infrastructure projects and public-private partnerships. Bill has extensive involvement in drafting and providing tax and structuring advice in respect of shareholders agreements, partnership and limited partnership agreements, joint venture arrangements, and other complex commercial arrangements. Bill is recognized as a leading lawyer by *The Best Lawyers in Canada*, *Legal Expert*, *International Tax Review* and *Who's Who Legal Canada*, and is past Chair of the Canadian Tax Foundation.



Matthew Weaver, Associate, Blake, Cassels & Graydon LLP, Vancouver, BC. Matthew practises in both the tax planning and tax litigation fields. His practice is primarily focused on domestic and international corporate taxation matters, with an emphasis on transactional advice, mergers and acquisitions, corporate reorganizations and debt and equity financings. Prior to and throughout law school, Matthew co-founded and managed several businesses.

TAX AND SUCCESSION PLANNING FOR THE FAMILY BUSINESS: PROTECTING YOUR INVESTMENT IN CHALLENGING TIMES

NOVEMBER 27TH, 2020

9:00 Welcome and Introduction by PBLI

9:05 Chair's Welcome and Introduction

Chris Ireland
PPI Advisory

9:10 Tax and Legal Update: Key Developments Impacting the Family Business

Bill S. Maclagan, Q.C. & Matthew Weaver
Blake, Cassels & Graydon LLP

- COVID-driven economic aids and initiatives for small business
- Canada Revenue Agency pronouncements
- *Income Tax Act* amendments
- Recent decisions

10:00 Questions and Discussion

10:10 Morning Break

10:20 Employment Law Considerations: Managing Your Workforce

Eleni Kassaris
Dentons Canada LLP

- Downsizing your workforce: what you need to know
- Temporary layoffs
- Employer health and safety obligations
- Monitoring remote employees
- Privacy considerations

11:10 Questions and Discussion

11:20 Trust and Estate Planning and Related Tax Planning

David R. Baxter & Ian Humphries
Thorsteinssons LLP

- Planning considerations in a bear market
- Two-step freezes, wasting freezes, stock dividend freezes and refreezes
- Trust ownership structures and planning strategies
- Reversing a freeze
- New trust reporting rules

12:20 Questions and Discussion

12:30 Lunch Break

1:30 US Tax and Estate Issues

Benita Loughlin
KPMG LLP

- US Estate, Gift and Generation Skipping Transfer Tax
- US anti-deferral rules
- US beneficiaries of Canadian trusts
- Cross-border estate freezes
- Post-mortem planning with US taxpayers
- Filing and reporting requirements

2:30 Questions and Discussion

2:40 Afternoon Break

2:50 Challenging Relationships in Challenging Times: Family Law Considerations

Scott L. Booth
Jenkins Marzban Logan LLP

- Implications of marital breakdowns
- "Custody battles" for the business
- Options for division: buyout, share transfer/redemption, sale, co-ownership etc.
- Do you need a marriage agreement?

3:40 Questions and Discussion

3:50 Managing Family Dynamics in a Business Transition

Paul Attia
Your Family Enterprise

- Identifying and managing the dynamics at play during the transition of a family business
- Recognizing and understanding what the family business represents – much more than money, it is an identity, a legacy of the past, and an opportunity for the future
- Each member of the family will have a different version of the past and thus a different vision of the future
- Dealing with transition, change, and succession is much more than financial; it's emotional too

4:35 Questions and Discussion

4:45 Chair's Closing Remarks – Program Concludes

INFORMATION

Four Ways to Register:

1. Telephone us: 604-730-2500 or toll free 877-730-2555
2. Fax us: 604-730-5085 or toll free 866-730-5085
3. Mail your registration form with payment
4. Register at www.pbli.com/1622

Registration: The registration fee is \$720.00 plus GST of \$36.00 totalling **\$756.00** covering your access to the live webinar and electronic materials.

Group Discounts: Register four persons from the same organization at the same time and you are entitled to a complimentary fifth registration.

Payment: You may pay by VISA, MasterCard or cheque. Cheques should be made payable to the Pacific Business & Law Institute. Registration fees must be paid prior to the program.

When and Where: Check-in begins at 8:30 a.m. The program starts at **9:00 a.m. (PST)**. Attend via Live Webinar: All you need is a computer with a good internet connection and external plug-in speakers or good headphones for optimal audio and volume.

Materials: The faculty will prepare papers and/or other materials explaining many of the points raised during this program. Please contact us at registrations@pbli.com if you are unable to attend the program and wish to purchase a set of materials.

Your Privacy: We will keep all information that you provide to us in strict confidence, other than to prepare a delegate list containing your name, title, firm and city for our faculty and the program delegates. We do not share our mailing lists with any non-affiliated organization.

Cancellations: Full refunds will be given for cancellations (less a \$60.00 administration fee) if notice is received in writing five full business days prior to the program (**November 20th, 2020**). After that time we are unable to refund registration fees. Substitutions will be permitted. We reserve the right to cancel, change or revise the date, faculty, content, availability of webinar or venue for this event.

Course Accreditation: Attendance at this course can be listed for up to **6.25 hours** of continuing professional development credits with the Law Society of BC.

Registration Form Pacific Business & Law Institute

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November 27th, 2020

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