



Pacific Business & Law Institute

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TAX AND SUCCESSION PLANNING FOR THE FAMILY BUSINESS

Chaired by

Chris Ireland
PPI Advisory

November 17th & 18th, 2022 • UBC Robson Square (800 Robson Street) • Vancouver, BC
Live Webinar also available!



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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



Elisabeth Finch, Partner, PwC Canada, Vancouver, BC. Elisabeth Finch is a partner based in PwC Canada's Vancouver office. She helps family enterprises manage the dynamics of family and business, often at the same time. She focuses relentlessly on successful outcomes for family businesses and business owners. Elisabeth's unique background as a materials scientist and a business person (but not an accountant) means that her perspective is always different.

Along with this perspective, she brings exceptional advisory skills to her clients developed over 36 years of business experience, 11 years in the global metals industry, and 25 years advising senior executives of multinational companies on the organisation, operation and taxation of cross-border business.



Ryan Gill, Partner, KPMG LLP, Vancouver, BC. Ryan is a partner in KPMG's Global Mobility Services (GMS) tax group, specializing in Private Client – Cross-Border Tax. With more than 13 years of experience, Ryan serves cross-border private clients with a focus on high net worth individuals and families, and family offices. Ryan practises in the area of tax planning and compliance for individuals, estates and trusts in a Canadian and US cross-border context. He

advises individuals on both sides of the border on tax matters related to their residence, compensation including equity compensation, investments including real estate, retirement plans, estates, trusts, gifts and expatriation. He has experience in cross-border reorganizations and post-mortem planning involving US citizens and residents. He is also involved in the preparation of Canadian and US tax returns for individuals, estates, and trusts. Ryan has been a speaker and presenter at events for the Pacific Business & Law Institute, CPABC chapters, STEP Vancouver, STEP Canada, UBC, SFU, and more. Ryan is a contributing editor of Carswell Publications "Tax Planning for You and Your Family" and "Death of a Taxpayer".



Ian Humphries, Partner, Thorsteinsons 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.



Victoria Merritt, Associate, Dentons Canada LLP, Vancouver, BC. Victoria is an associate in the Employment and Labour group in the Dentons Vancouver office. Victoria has diverse experience advising clients on managing all aspects of employment matters. She provides direct, practical advice with a focus on risk management and early conflict resolution. Where trial is necessary, Victoria is a skilled advocate in the courtroom and has appeared in all levels up to the

Supreme Court of Canada.



Stephen Rukavina, Associate, Legacy Tax & Trust Lawyers, Vancouver, BC. Stephen practices both income tax and sales tax. His income tax work focuses on private-company planning and wealth management, trust taxation, and assisting non-resident clients with all aspects of inbound investment into Canada. He also advises clients on income tax aspects of securities offerings.



Krista Vaartnou, Associate, Farris LLP, Vancouver, BC. Krista joined Farris as an associate with the firm's Private Client Services group in 2017. Her practice focuses on advising charities and not-for-profit organizations, and trust and estate planning. Krista has experience advising federal not-for-profit corporations, BC societies, community foundations, private foundations and charitable organizations. Krista provides a broad range of services to not-for-profit and charity clients, including: incorporating and obtaining registered charitable status, extra-provincial registration, various regulatory compliance matters, advising in respect of corporate governance issues, director and officer liability, risk management and insurance, gifting agreements and endowments. Krista also practises in the area of estate planning. Her practice includes wills, trusts, powers of attorney, representation agreements and charitable gift planning. Krista works with clients to develop appropriate planning strategies to meet unique client needs.

TAX AND SUCCESSION PLANNING FOR THE FAMILY BUSINESS

The family business structure is the main form of enterprise for the vast majority of businesses operating in Canada. As demographics shift, the focus on effective tax and succession planning will be paramount for owners and families alike. Compounded by a shifting legal and financial landscape, it is essential for professionals and operators in this area to remain on top of the many challenges and issues faced by the family business today.

This program focuses on technical and complex issues relating to the protection and transfer of wealth in family business situations. Our expert faculty will 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 affecting small businesses
- Considerations for selling or transferring a family business
- Trust and estate planning and related tax planning
- Advising the family business owner
- Wills variation and estate litigation matters
- Employment law considerations for business owners
- Post-mortem planning
- Philanthropy
- US tax and estate issues where cross-border considerations are involved

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



Hugh Woolley, CPA, CA, Partner, Lewis & Company, Vancouver, BC. Hugh has been engaged in income tax consulting for over thirty years and specializes in the reorganization of private Canadian companies. From 1990 to 1992, Hugh wrote butterfly tax rulings for the CRA's Rulings Directorate in Ottawa. Hugh has authored 9 papers for the B.C. Tax Conference and also written papers for the National Tax Foundation's National Conference as well as STEP Canada's National Conference. Hugh has taught income tax for CPABC for over 25 years. Also, Hugh served on the Taxation Committee of the Institute of Chartered Accountants for five years, as well as the Joint Taxation Committee of the Institute of Chartered Accountants of British Columbia and the BC Bar Association for two years.



Roselle Wu, Partner, Harper Grey LLP, Vancouver, BC. Roselle's practice is focused on commercial litigation, banking and insolvency, estate litigation and real estate disputes. She is Co-Chair of Harper Grey's Commercial Litigation group and the Insolvency and Restructuring group. In her wills and estates practice, Roselle represents executors, beneficiaries, and family members in resolving disputes concerned with the distribution of estates and related matters.

TAX AND SUCCESSION PLANNING FOR THE FAMILY BUSINESS

NOVEMBER 17TH, 2022 (DAY ONE)

9:00 Welcome and Introduction by PBLI

9:05 Chair's Welcome and Introduction to Day One

Chris Ireland, PPI Advisory

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

Stephen Rukavina, Legacy Tax & Trust Lawyers

- Income Tax Act amendments
- Canada Revenue Agency pronouncements
- Recent case law

10:00 Questions and Discussion

10:10 Refreshment Adjournment

10:25 Transferring the Family Business: an Update on Bill C-208

Hugh Woolley, Lewis & Company

- Bill C-208: what's new for intra-family transfers
- Key considerations when selling the family business outside the family
- Tax minimization opportunities and related aspects

11:15 Questions and Discussion

11:25 Tax and Estate Planning

Ian Humphries, Thorsteinssons LLP

- Estate freezes
- Holding company as beneficiary of the discretionary family trust
- Unintended consequences of settling a discretionary family trust
- Practical case studies

12:15 Questions and Discussion

12:25 Catered Lunch

1:15 What You Need to Know Before You Start

Elisabeth Finch, PwC Canada

- What to do before embarking on intergenerational wealth transfer planning
- Determining what family members want to achieve through planning
- The value of family dynamics work in the context of wealth continuity
- The role of a Family Enterprise Advisor

2:05 Questions and Discussion

2:15 Refreshment Adjournment

2:30 Estates from a Litigator's Perspective

Roselle Wu, Harper Grey LLP

- Wills variation claims

3:20 Questions and Discussion

3:30 Employment Law Considerations: Managing Your Workforce

Eleni Kassaris & Victoria Merritt, Dentons Canada LLP

- What should be in your employment contracts
- Respectful workplace and workplace investigations
- Discipline and terminations

4:20 Questions and Discussion

4:30 Chair's Closing Remarks – Program Concludes for Day One

NOVEMBER 18TH, 2022 (DAY TWO)

9:00 Chair's Welcome and Introduction to Day Two

Chris Ireland, PPI Advisory

9:05 Post-Mortem Planning

Chris Ireland, PPI Advisory

- The impact of an increase in the capital gains inclusion rate
- Pipeline and bump planning – recent CRA rulings
- Stop loss rules 27 years later
- Insurance tracking shares

9:50 Questions and Discussion

10:00 Refreshment Adjournment

10:15 Philanthropy and the Family Business

Krista Vaartnou, Farris LLP

- Overview of planned giving options to carry out philanthropic intent
- Tax planning options and other considerations

11:00 Questions and Discussion

11:10 US Tax and Cross-Border Estate Planning

Ryan Gill, 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
- Federal and state wealth taxes – are they on the horizon?

11:55 Questions and Discussion

12:05 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/fambus22

Registration: The registration fee for in-person attendance is \$1,145.00 plus GST of \$57.25 totalling **\$1,202.25**. The registration fee for webinar attendance is \$995.00 plus GST of \$49.75 totalling **\$1,044.75**. Registration fee covers your attendance at the program, electronic materials, a catered lunch and refreshments throughout each day.

Early Bird Discount: For in-person attendance, register by October 17th, 2022 and receive a \$150 discount on the registration fee (\$995.00 plus GST). Early Bird Discount does not apply to webinar attendees. Discounts cannot be combined.

Group Discounts: Register four persons from the same organization at the same time and you are entitled to a complimentary fifth registration. Discounts cannot be combined.

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)** each day. UBC Robson Square is located at the basement level of 800 Robson Street in Vancouver, BC. Please visit <https://robsonsquare.ubc.ca/contact-directions/> for directions.

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 electronic 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/Transfers: Refunds will be given for cancellations or transferring registration from in-person to webinar (less a \$60.00 administration fee) if notice is received in writing five full business days prior to the program (**November 9th, 2022**). 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 **9 hours** of continuing professional development credits with the Law Society of BC. For practitioners in other jurisdictions, please check your governing body's CPD requirements.

Registration Form Pacific Business & Law Institute

Unit 2 - 2246 Spruce Street
Vancouver, BC Canada V6H 2P3
Telephone: 604-730-2500; Fax: 604-730-5085
E-mail: registrations@pbli.com

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November 17th & 18th, 2022

UBC Robson Square, 800 Robson Street, Vancouver, BC

- In person (\$1,145+GST)
- In person (Early Bird, \$995+GST)
- Live webinar (\$995+GST)

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Please indicate your areas of interest for future notifications (select all that apply):

- Estate planning Personal tax Taxation of small business Trusts Other _____

How did you hear about this program?

- Brochure Email Colleague PBLI Website Other _____

Register today at www.pbli.com/fambus22

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