



REPUBBLICA  
DI SAN MARINO

Sotto l'Alto Patrocinio  
degli Eccellentissimi Capitani Reggenti

Con il patrocinio di

Segreteria di Stato  
Affari Interni e Giustizia

Segreteria di Stato  
Affari Esteri

## A SYMPOSIUM "TRUST AS THE GREATEST AND MOST DISTINCTIVE ACHIEVEMENT OF THE ENGLISH": CAN THE CIVIL LAW DO BETTER?

San Marino, 22nd - 23rd May 2015  
Kursaal Congress Centre

*This Symposium will reassess the evidence concerning fiduciary arrangements in civilian systems - inter vivos as well as mortis causa, diachronically as well as synchronically.*

*The diachronic approach will not verge on antiquarianism. Roman law and Continental European legal history will be approached only to the extent that they provide insights into contemporary civil law or into the history of trusts or to the extent that ancient rules are still in force. Muslim and Chinese traditional institutions will be disregarded in order to keep the proper focus. Trusts will loom in the backstage as mute discussants during this initial phase of the Symposium.*

*The Symposium will then look at modern trusts as the lever that pressurized many civil law systems into developing new legal tools of varying competitive effectiveness. In order to do so, a round table will first work on a comparative law approach to describe or translate trusts into civilian terms; that approach will provide the blueprint for the examination of recent civilian innovations from, for instance, China, France, Latin America, Liechtenstein, Luxembourg, Malta, Romania, Russia, Spain, Switzerland in competition with trusts.*

*The "contract of entrustment" in San Marino and in Italy will be discussed in the final section of the Symposium.*

Reports will be in Italian or in English (simultaneous interpretation provided)

The Symposium is organized by the

**CORTE PER IL TRUST E I RAPPORTI FIDUCIARI**

[www.cortetrust.sm](http://www.cortetrust.sm)

In co-operation with



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GIURISPRUDENZA



**Il trust in Italia**  
Associazione

**INFORMATION AND REGISTRATION**

Registration form is on the webpage: [www.sanmarinoreservation.com/SimposioTrust/](http://www.sanmarinoreservation.com/SimposioTrust/)

## PROGRAMME

22<sup>ND</sup> MAY, 11.15 A.M - CHAIR: Maurizio **Lupoi**, President of the San Marino Trust Court

### Institutional greetings

Secretary of State for Internal Affairs and Justice, Gian Carlo **Venturini**  
University of Urbino  
Società italiana per la ricerca nel diritto comparato  
Associazione "Il trust in Italia"

22<sup>ND</sup> MAY, 11.45 A.M - CHAIR: Lanfranco **Ferroni**, Professor, University of Urbino

### Introduction to the San Marino legal system

Valeria **Pierfelici**, Presiding Judge of the San Marino Tribunal  
Laura **Di Bona**, Judge of the San Marino Tribunal

### Diachronic approach

Anna Maria **Giomaro**, Professor, University of Urbino: Roman law  
Giovanni **Diurni**, Professor, University of Rome "Tor Vergata": Before the codes (*inter vivos* relationships)  
Ferdinando **Treggiari**, Professor, University of Perugia: Before the codes (testamentary matters)

Lunch at 2.00 P.M.

22<sup>ND</sup> MAY, 3.15 P.M

### Comparative law round table

David **Brownbill**, Queen's Counsel, London  
Antonio **Gambaro**\*, Professor, University of Milan  
David **Hayton**\*, Emeritus, King's College, London  
Maurizio **Lupoi**\*, Emeritus, University of Genoa  
Paul **Matthews**\*, Professor, King's College, London  
Anton **Rudokvas**, Professor, Saint Petersburg State University (SPbSU)  
Luc **Thévenoz**, Professor, University of Geneva  
(\*) – Member of the San Marino Trust Court

23<sup>RD</sup> MAY, 9.00 A.M. - CHAIR: Francesca Romana **Lupoi**, vice president, "Il trust in Italia"

### Synchronic approach

Latin America: Sergio **Rodríguez Azuero**, Emeritus, University of Nuestra Señora del Rosario, Colombia  
China: Lusina **Ho**, Professor, University of Hong Kong  
France: François **Tripet**, Avocat, Paris  
Liechtenstein: Francesco A. **Schurr**, Chair of Company, Foundation and Trust Law, University of Liechtenstein  
Luxembourg: Paolo **Panico**, Private Trustees S.A., Luxembourg  
Malta: Max **Ganado**, Lawyer, Valletta  
Romania: Daniela **Pappadà**, Advocate, Siena  
Russia: Anton **Rudokvas**, Professor, Saint Petersburg State University (SPbSU)  
Spain: Sonia **Martin Santisteban**\*, Professor, University of Cantabria  
Switzerland: Luc **Thévenoz**, Professor, University of Geneva  
(\*) – Member of the San Marino Trust Court

Lunch at 1.30 P.M.

23<sup>RD</sup> MAY, 2.30 P.M. - CHAIR: Antonio **Gambaro**, Accademico dei Lincei, past president, "Società italiana per la ricerca nel diritto comparato"

### The contract of entrustment in San Marino e in Italy

San Marino: Andrea **Vicari**, Advocate and Notary, San Marino  
Italy: Maurizio **Lupoi**, Emeritus, University of Genoa

Guided tour of San Marino and its neighbourhood and dinner – departure at 4.30 P.M.