



NEWSLETTER



MAURITIUS

**A CENTRE FOR EXCELLENCE FOR
MULTI-GENERATIONAL WEALTH
PLANNING**



itl

Intercontinental Trust Ltd

Mauritius is a well-established and renowned International Financial Centre (IFC) for generational wealth planning. Our alignment with international best practices and standards, particularly the OECD and compliance to the 40 recommendations of FATF and our robust regulatory framework which has been evolving to provide for a wide spectrum of sophisticated wealth and estate planning structures, continue to make Mauritius an attractive jurisdiction.

As a former British colony, Mauritius inherited its Trust Law principles from English Common Law. The Trust Act, enacted in 1992 and later replaced by the Trust Act 2001, is continuously being reviewed to adapt and provide efficient and flexible solutions to new challenges and needs of the evolving financial world.



BENEFITS OF MAURITIUS TRUSTS INCLUDE :

- 01** No Capital Gains tax on disposal of assets
- 02** Forced heirship rules/ succession law of other countries are not enforceable.
- 03** No inheritance tax or estate duty upon demise of the settlor
- 04** Confidentiality – Trustee can only disclose information on court's order
- 05** Asset Protection – Trust assets cannot be seized by settlor's creditors nor by any order of foreign court to any consequences of dissolution of marriage
- 06** Succession Planning and avoidance of probate
- 07** Taxation: A Mauritius resident trust is taxable only on Mauritius sourced income and can benefit from 80% partial exemption for certain income streams. Charitable Trusts are tax exempt.
- 08** Can also be used to purchase property in Mauritius and acquire a residence permit in Mauritius
- 09** Mauritius Trust laws are based on common law and Commonwealth countries legislation. Precedents and case laws of UK courts are followed, and the Privy Council remains the highest court of appeal

Private Trust Companies

Our legal framework also allows the formation of Private Trust Companies ('PTC'), frequently used by high-net-worth individuals "HNWI" families who, instead of appointing professional trustees, appoint a PTC, established as a Company in Mauritius and duly licensed by the Financial Services Commission, as trustee of family trusts. Compared to a normal trust, family members have decision making powers and control on the wealth management strategies by acting as director of the PTC.

Charitable Trusts

In this present era where much focus is on sustainability and philanthropy, charitable trusts are gaining more and more popularity be it among HNWI wishing to give back to the community or support specific causes, or corporates wishing to channel their CSR funding. On the other side, non-charitable purpose trusts are widely used as investment holding vehicles in SPVs.

ESOP Trusts

Another type of trust which is gaining popularity in Mauritius is the ESOP (Employee Share Option Plan) Trust. With the global trend geared towards employee retention, Mauritius Trusts are becoming attractive for ESOP Trusts.

Foundations

Driven by diversification strategy for the growth of Mauritius as a reputable and well-regulated IFC, and with the rare advantage of having both common law and civil law legal system, Mauritius added Foundations to its list of wealth management vehicles in 2012. A Foundation is a hybrid entity that combines features of both trusts and companies. It is a very flexible vehicle that may be structured to address specific needs and requirements in a manner often not achievable by a Trust. It is autonomous, incorporated without legal ownership, existing independently for its own purposes as specified in its charter and operated by a council exercising defined powers. Foundations can be used for wealth management, philanthropic purposes as well as for commercial purposes.

Over 800 Foundations have been registered with the Registrar of Foundations in Mauritius since the introduction of the Foundation Act in 2012.

Family Office Rules

Furthermore, to keep pace with the new demand of wealthy families to manage their wealth and business for next generation, Family Office Rules have been introduced in 2020. The enactment of the Financial Services (Family Office) Rules 2020 reaffirms Mauritius's continued commitment to provide a dynamic legal framework and maintain its position as a key player and jurisdiction of choice in the global business and wealth management sector.

While picking the most favorable jurisdiction for your wealth planning is important, it is also essential to choose a trusted service provider.





HOW CAN WE HELP?

ITL has an avant-gardist approach, and offers a world class service which have positioned our firm as one of the leading management companies in Mauritius. Our professional team can assess your financial goals/ succession planning, understand your current tax legislation and advise on the best structuring options.

Corporate Services

Structuring advice and set up of entities, Corporate and Fund Administration, Company Secretarial and Board Meeting services, Bank account opening, Pension Administration, Registry and Transfer Agent services, Escrow services

Private Wealth / Family Office

Succession Planning & Family Governance
Trusts, Foundation & Trustee Services
Full relocation services
Investment Advisory

Accounting

Accounting & Outsourcing
Accounting Advisory
Training

Payroll & HR

Fully Managed Payroll
Employees Share Option Plan (ESOP), Employees screening
Human Resource Management

Tax

International tax planning, Tax advisory and compliance, Tax litigation, FATCA/CRS assistance, Training

Insolvency

Winding up of different types of structures

Corporate Finance & Advisory

Capital raising (debt & equity)
Transaction advisory
Business Plan and Valuation
Financial Due Diligence

Sustainability Consulting

Strategy development
ESG monitoring and reporting
Assurance and verification
Advisory and guidance

Compliance & Regulatory

Accounting & Outsourcing
AML/ CFT Compliance
Data Protection
Corporate Governance, Training

Investor Communications

Investor communication strategy, Integrated Reporting
XBRL filings

Capital Markets

Investment / Portfolio Management
IPO and Listing Sponsor Services
Brokerage services (local and international)

Technology Solutions

IT Audit, Cyber Security, Cloud Solutions, IT Outsourcing



CONTACT US

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For any additional information on trusts and foundations in Mauritius, you may contact our Head of Trusts and Private Clients, Mrs. Ashtee Bullyraz on abullyraz@intercontinentaltrust.com



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