

Trusts in Mauritius are governed by the Trusts Act 2001. A trust can only be created by an instrument in writing which should state its object, subject, intention and duties and powers of the trustees. A trust may therefore be defined as a binding obligation on the Trustee to hold and deal with the Trust's Assets for the benefit of the Beneficiaries in accordance with the terms of the Trust. The Trustee administers the assets and may distribute them to the beneficiaries in accordance with the terms of the trust deed and the proper law of the trust.



**Confidentiality**



**Tax Exempt**



**Succession Planning**



**Time to Set up:  
Approx. 1 week**

## Features of a Trust

- Tax exempt (non-residence trust) or a lower rate of income tax with access to double taxation treaties (resident trust)
- The Mauritian Court will not recognise or enforce forced heirship regulations in other jurisdictions
- Confidentiality guaranteed: There is no requirement to register a trust
- It may have a protector and it can be formed as a discretionary trust, charitable trust and asset protected trust
- It can be managed through a trustee in Mauritius and is eligible to have a custodian trustee in another country
- No need to file accounts or annual returns

## Types of assets that can be held by an offshore trust

- Shares & stocks in both quoted & unquoted companies
- Investment portfolios
- Real and intellectual property
- Bank deposits
- Life assurance policies issued on the life of the Settlor
- Works of Art
- Aircraft / Yacht
- Most Other Types of Assets

## Benefits

- Give the settlor confidence in how assets will be used in the future
- Preserve the ownership of, and allow for succession planning for highly regarded assets such as family companies
- Simplify succession in the event of death
- Provide clear, structured ownership of an asset or assets by multiple investors
- Allow an element of control over the distributions to beneficiaries
- Provide for management of assets where the beneficiaries are not in a position to manage the assets themselves
- Protect assets in the event of family or marital breakdown

## Type of Trusts

- Discretionary trust
- Purpose trust
- Protective trust
- Charitable trust