

A guide to lending and taking security in Guernsey (PLC Chapter)

Briefing Summary: Partners from our banking and finance practice have drafted the Guernsey chapter of PLC's lending and taking security guide, providing a high level overview of this jurisdiction.

Service Area: Banking and Finance

Location: Guernsey

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Summary

- Overview of the lending market
- Forms of security over assets
- Release of security over assets
- Special purpose vehicles (SPVs) in secured lending
- Quasi-security
- Guarantees
- Risk areas for lenders
- Structuring the priority of debts
- Debt trading and transfer mechanisms
- Agent and trust concepts
- Enforcement of security interests and borrower insolvency
- Cross-border issues on loans
- Taxes and fees on loans, guarantees and security interests
- Reform

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