BAO, Han　包涵

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City：Shanghai

Practices：Private Wealth

Basic Information

Ms. Bao is an International Partner of Haiwen & Partners based in Shanghai office. Ms. Bao focuses on private client matters. She advises clients on PRC and overseas succession planning, family trust, family governance and asset protection matters.

Ms. Bao is uniquely positioned to advise private clients on cross-border matters. She is qualified to practice law in PRC and the New York State of the US. She worked in Hong Kong for a few years and gained extensive experience in family trust, cross-border inheritance and wealth planning matters. In the practice area of family trust, Ms. Bao has handled hundreds of projects covering a broad spectrum of matters such as trust establishment, administration, restructuring, transfer and termination, involving trust laws in mainland PRC, Hong Kong, Singapore, Jersey, Guernsey, Cayman, BVI, Bahamas and Cook Islands as well as tax laws in mainland PRC, Hong Kong, Singapore, US, and Canada. With deep understanding of the needs and concerns of Chinese clients, Ms. Bao is able to stand in the shoes of the clients and provide practical, reliable, tailored and innovative solutions.

Ms. Bao advises a number of well-known Chinese business leaders in internet, high technology, private equity, real estate and manufacturing industries on their private wealth matters. She also advises leading Chinese and international financial institutions. Having worked on cross-border matters for over 13 years, Ms. Bao is able to closely monitor the trending changes in laws and regulatory practice and provide her clients with forward-looking strategies.

Professional History

Ms. Bao joined Haiwen in 2021 as an International Partner. Before joining Haiwen, she worked at Zhong Lun Law Firm in its Hong Kong and Shanghai offices, and earlier worked at Clifford Chance in its Hong Kong office and Fangda Partners in its Beijing and Shanghai offices.

Experience Highlights

Advised a well-known business leader in China, reorganized the holding structures of the client's various investments, advised on the succession plan for the client's family wealth worth over 70 billion yuan;

Advised a well-known business leader in China, analyzed the tax implications and reviewed various investments of the client's family members, structured family trusts to hold assets worth over 20 billion yuan and handled associated tax and regulatory issues including Hong Kong stamp duty, PRC income taxes, compliance requirements in Cayman and BVI as well as disclosure of interest in relation to Hong Kong listed stocks;

Advised over 100 founders, senior management and key employees of various post-IPO and pre-IPO companies on setting up and restructuring trusts to hold their shares;

Advised fund managers and LP investors of a number of PE funds on setting up offshore trusts to hold their interests in the funds, reviewed and improved the holding structures of the clients' other overseas investments;

Advised hundreds of clients on setting up trusts under the laws of Hong Kong, Singapore, Cayman, BVI, Guernsey, Jersey, Cook Islands and the Bahamas including special structures (e.g. Cayman STAR trusts and BVI VISTA trusts) to hold various categories of assets including stocks, equity, options, other financial assets, real estate and life insurance policies;

Advised clients on compliance issues in various jurisdictions including Common Reporting Standards (CRS), register of beneficial owners, economic substance, privacy, confidentiality, reputation risk management and dealing with data leaks;

Advised the controlling person of a well-known Internet company on setting up and operating its Single Family Office;

Advised 3 co-founders of a well-known Internet company on setting up and operating their Multi-Family Office;

Advised clients on establishing charitable trusts and foundations in Hong Kong and obtaining tax exemption;

Advised high-net-worth clients of the following international private banks and trust companies, provided training sessions for their teams, including HSBC, Goldman Sachs, Citi, JP Morgan, Morgan Stanley, UBS, Credit Suisse, Julius Baer, Lombard Odier, Royal Bank of Canada, BNP Paribas, DBS, Bank of Singapore, United Overseas, Vistra, TMF, Intertrust and Trident;

Advised high-net-worth clients of the following Chinese private banks and trust companies, provided training sessions for their teams, including China Construction Bank, China Merchants Bank, Ping An Bank, Industrial Bank, CCB Trust, Zhongrong International Trust and Minmetals International Trust.

Accolades

Chambers High Net Worth Guide 2021 – Private Wealth Law

Euromoney's Women in Business Law Expert Guide 2021 – Trust and Estate (the only one recommended expert in China)

Education

Ms. Bao received her LL.B. degree from Peking University, and her LL.M. degree from Harvard Law School.

Language

Ms. Bao is a native speaker of Mandarin and Cantonese. She is also fluent in English.