



S C H E L S T R A E T E

Business • Art • Equine • International • Litigation



S C H E L S T R A E T E

The midsize law firm Schelstraete, founded in the Netherlands in 1989, has more than 30 years of experience in the fields of Business, Contracting, Art, Equine and Litigation at an International level. Schelstraete has its head office in Oisterwijk (located in Noord-Brabant, the most equine region in The Netherlands). At its meeting room in Amsterdam Schelstraete provides its legal services to many foreign clients. Schelstraete employs twelve people staff and is still expanding. Schelstraete is an ambitious and dynamic law firm, dedicated to offer the best legal services to its clients.



Horses and Art have been my passions for decades.
I am blessed and grateful that the beauty of all this has
become my professional dedication in the legal arena.



MR. LUC SCHELSTRAETE

Practising law for more than 33 years, founder and senior partner of the law firm. Luc has developed the equine legal business as a niche. Already in 2015 Luc initiated and founded the Alliance European US Asian Equine Lawyers with alliance partners in more than 10 countries. Separate from his specialization in Equine law Luc has a broad experience in Art law, International Contracting and Litigation. Luc is legal counsel of VSN (Dutch Association of Sport Horse Dealers) and of many high ranked multinational equine entrepreneurs, trainers, equine authorities, National Federations and top athletes. The Art law is his second main interest. Similar to the equine business the art business is international and developing fast. Luc has represented many international art dealers in The Netherlands, Belgium and France.



When litigating one must remain vigilant and ready to deal with unexpected circumstances, remaining one step ahead of the opponent at all times. I abide by Dante Alighieri's saying: "The secret to getting things done is to act!".



MR VINCENT ZITMAN

Vincent leads the litigation section of Schelstraete and represents national and international clients in complex and cross-border litigation matters before various courts in The Netherlands.

Vincent studied Dutch law at Tilburg University and obtained his Master's degree in 2007. He was admitted to the bar the same year and has been working in the field of Contract and Liability Law and Equine Law ever since. In 2017 he successfully completed the Post-Academic Course Company & Liabilities at the prestigious Grotius Academy in The Netherlands. He is also a member of VASR, the Dutch Association for Liability Law. Vincent has an extensive track record of successful litigation cases. Many of these have been published.

LITIGATION

When a business deal goes wrong or a tortious act is committed and the dispute cannot be settled in an amicable way litigation is often initiated. Litigation is a complex and challenging process with many opportunities but also pitfalls and can be best compared to a game of chess. Schelstraete knows this game as no other and protects and defends its clients' interests the best way possible. In this respect a thorough preparation and a deep understanding of national and international law are crucial. With a right approach and tactic even at first sight doubtful cases can often be brought to a satisfying ending. When litigating on complex matters with cross-border aspects Schelstraete regularly works together with one or more of its alliance partners.





Schelstraete Lawyers is participating
in the Alliance European US Asian
Equine Lawyers.



Careers



We are hiring!

Senior associates

Junior associates

Tax lawyers

For further information please check our website!
www.schelstraete.nl

MR. PIOTR WAWRZYNIAK

Piotr leads the Firm's business section. He focuses on advising and negotiating commercial contracts, often with a cross-border element. Piotr studied at the universities in Poznan (Poland), Mannheim (Germany) and Amsterdam (The Netherlands). In 2017 he completed the National and International contracting specialisation course at the prestigious Grotius Academy in The Netherlands. Piotr is actively involved in international business affairs. Among others he holds a director's position in the Property Committee of the Global Legal Alliance (an independent network of law firms with its headquarters.



Operating in the business environment requires an
pro-active approach. I therefore repeat to my client:

Opportunities multiply as they are seized.



BUSINESS

Since the beginning of times trade and business have been connecting people across the world. Prosperity and stability are built on trade and business. At Schelstraete we believe in this attitude. We reach out to our clients understanding their needs, cultural background and business interests. Negotiating a deal is a dynamic process in which the client's interest is our imperative. We consider commercial interests and possible legal risks related to the matter and advise and negotiate the best deal for our client. For more than 30 years our Clients have been entrusting us with their commercial matters.

We act in accordance with the motto of the ancient Chinese general Sun Tzu:
"Opportunities multiply as they are seized".



Several references of Schelstraete in 2018

MEETING ROOM

AMSTERDAM

De Herengracht 450-454



LITIGATION

- Israeli client of Schelstraete wins Court of Appeal procedure in The Hague (The Netherlands): Client's claim of client for compensation of 50.000 euro based on the annulled purchase of a dressage horse granted: source: ECLI:GHDHA:2017:3097 dated 25 January 2018.
- Swedish client of Schelstraete and Burkart Fischer wins Court of Appeal procedure in Celle (Germany): purchase agreement on expensive dressage horse successfully annulled based on mal representations and fraud, claim of 2 million euro towards seller, commissioners and trainer granted.
- Dutch client of Schelstraete wins Court of Appeal procedure in 's-Hertogenbosch (The Netherlands): civil arrest on horses of client Schelstraete lifted; source: ECLI:NL:GHSHE:2018:1172 dated 20 March 2018.
- Saudi client of Schelstraete wins Court of Appeal procedure in Arnhem (The Netherlands): Horse trainer does not have a right of retention. Court lifts arrest on several horses. Source: ECLI:NL:GHARL:2018:3893 dated 24 April 2018.
- Dutch client of Schelstraete wins civil procedure in 's-Hertogenbosch (The Netherlands): client was seller of grand prix show jumper to Canadian buyer with purchase price of 650.000 euro. Court rejects Buyer's claim for annulment of purchase agreement. Buyer should have tried the horse herself and is no consumer. Source: ECLI:RBOBR:2018:5905 dated 28 November 2018.
- Japanese client of Schelstraete wins a civil law suit up to the Supreme Court in Bulgaria against a Swedish counterparty: ruling no. 587/14 of the District Court of Varna, commercial department, dated 14 February 2018.
- Swedish client of Schelstraete wins enforcement dispute from counterparty who tried to stop the execution of a German Court decision on two million euro claim. Source: The Court of Appeal (Hovrätten över Skåne och Blekinge) ruling no. nr ÖÅ 2994-18 dated 26 October 2018.
- Dutch client of Schelstraete wins litigation on painting (Jacob Jordaens). Client is seller of a painting of which buyer claimed this was not an original. Buyers claim for compensation of 650.000 euro rejected. Source: Court 's-Hertogenbosch, dated 5 September 2018.
- Dutch client of Schelstraete wins short lawsuit from American Counterparty in Amsterdam (The

Netherlands): Court limited civil arrest on property client from 2,5 million to 285.000. Source: ECLI:NL:RBAMS:2018:9144 dated 12 December 2018.


- Dutch client of Schelstraete wins a by the English counterparty alleged neurectomy case: the judge rejected the claims of the English buyer because buyer failed to prove that the intention with the purchase of the horse from client was to partake in FEI dressage competitions. Source: Court 's-Hertogenbosch, dated 19 April 2019.
- Dutch client of Schelstraete, an Equine Business Owner and organizer of Equine Events all over the world ,wins case from a Dutch Caterer about the catering for an event in Italy. Caterer needs to pay the client of SEL 200.000 euro. Source: ECLI:NL:GHSHE:2018:4029 dated 3 October 2018.

ADVISING AND CONTRACTING

- Conclusion of a long term contract between highly ranked FEI show jumper and American horse.
- Contractual agreements (joint ventures) regarding several 4* and 5* equestrian competitions nationally and internationally.
- Negotiations on behalf of client of Schelstraete to participate in Global Champions League (GCL) Team.
- Schelstraete advised several non-European Olympic riders and their company's on tax issues in Europe and their European domicile.
- Schelstraete advises clients on their Equestrian Facility/Property transactions.
- Japanese client establishes his equine business successfully in The Netherlands with the assistance of Schelstraete.
- Schelstraete claimed successfully 750.000 euro and 250.000 euro for a Dutch client at its English Insurance Company.
- Negotiated successfully with a Dutch bank about waiving the debt of Schelstraete's client of 700.000 euro.

DISCIPLINARY CASES

- Positive outcome at the FEI Tribunal for Saudi client.
- Successful settlement in FEI disciplinary case for a Dutch and a Saudi client of Schelstraete.



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