# Civil Jurisdiction and Judgments Act 1982

## 1982 CHAPTER 27

### PART V

### SUPPLEMENTARY AND GENERAL PROVISIONS

#### *Domicile*

**45      Domicile of trusts.**

(1) The following provisions of this section determine, for the purposes of **F1**... this Act, where a trust is domiciled.

(2) A trust is domiciled in the United Kingdom if and only if it is by virtue of subsection (3) domiciled in a part of the United Kingdom.

(3) A trust is domiciled in a part of the United Kingdom if and only if the system of law of that part is the system of law with which the trust has its closest and most real connection.

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**Textual Amendments**

**F1**      Words in s. 45(1) omitted (31.12.2020) by virtue of The Civil Jurisdiction and Judgments (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/479), regs. 1(1), **47** (with regs. 92-95) (as amended by S.I. 2020/1493, regs. 1(1), 5(2)-(5)); 2020 c. 1, Sch. 5 para. 1(1)

**Modifications etc. (not altering text)**

**C1**      S. 45 applied by 1998 c. 41, s. 59(1B) (as inserted (1.10.2015) by Consumer Rights Act 2015 (c. 15), s. 100(5), **Sch. 8 para. 15(4)**; S.I. 2015/1630, art. 3(j))

**C2**      S. 45(2)(3) applied (1.8.2016) by Third Parties (Rights against Insurers) Act 2010 (c. 10), **ss. 13(1)**(2), 21(2); S.I. 2016/550, art. 2

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**Changes to legislation:**
Civil Jurisdiction and Judgments Act 1982, Section 45 is up to date with all changes known to be in force on or before 01 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. View outstanding changes

> **Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**
>
> –     Act applied (with modifications) by S.I. 2018/1125 reg. 8 (This amendment not applied to legislation.gov.uk. S.I. 2018/1125, reg. 8 omitted (31.12.2020) by virtue of Private International Law (Implementation of Agreements) Act 2020 (c. 24), s. 4(3), Sch. 5 para. 4(4))
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> Whole provisions yet to be inserted into this Act (including any effects on those provisions):
>
> –     Sch. 8 rule 2(g) words substituted by 2024 asp 2 Sch. 1 para. 15