



Civil Jurisdiction and Judgments Act 1982

1982 CHAPTER 27

PART V

SUPPLEMENTARY AND GENERAL PROVISIONS

Domicile

43 Seat of corporation or association for purposes of [F¹certain] provisions.

- (1) The following provisions of this section determine where a corporation or association has its seat for the purposes of—
 - ^{F2}(a)
 - (b) [F³rules 4 and 11(b)] in Schedule 4; and
 - (c) [F⁴rules 2(l) and 5(1)(b)] in Schedule 8.
- (2) A corporation or association has its seat in the United Kingdom if and only if—
 - (a) it was incorporated or formed under the law of a part of the United Kingdom; or
 - (b) its central management and control is exercised in the United Kingdom.
- (3) A corporation or association has its seat in a particular part of the United Kingdom if and only if it has its seat in the United Kingdom and—
 - (a) subject to subsection (5), it was incorporated or formed under the law of that part; or
 - (b) being incorporated or formed under the law of a state other than the United Kingdom, its central management and control is exercised in that part.
- (4) A corporation or association has its seat in a particular place in Scotland if and only if it has its seat in Scotland and—
 - (a) it has its registered office or some other official address in that place; or
 - (b) it has no registered office or other official address in Scotland, but its central management and control is exercised in that place.

Changes to legislation: There are currently no known outstanding effects for the Civil Jurisdiction and Judgments Act 1982, Section 43. (See end of Document for details)

- (5) A corporation or association incorporated or formed under—
 - (a) an enactment forming part of the law of more than one part of the United Kingdom; or
 - (b) an instrument having effect in the domestic law of more than one part of the United Kingdom,
 shall, if it has a registered office, be taken to have its seat in the part of the United Kingdom in which that office is situated, and not in any other part of the United Kingdom.

^{F5}(6)

^{F6}(7)

- (8) In this section “official address” has the same meaning as in section 42.

Textual Amendments	
F1	Word in s. 43 heading substituted (31.12.2020) by The Civil Jurisdiction and Judgments (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/479) , regs. 1(1), 43(2) (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)
F2	S. 43(1)(a) omitted (31.12.2020) by virtue of The Civil Jurisdiction and Judgments (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/479) , regs. 1(1), 43(3) (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)
F3	Words in s. 43(1)(b) substituted (1.3.2002) by S.I. 2001/3929, arts. 1(b), 4, Sch. 2 para. 16(a)
F4	Words in s. 43(1)(c) substituted (1.3.2002) by S.I. 2001/3929, arts. 1(b), 4, Sch. 2 para. 16(b)
F5	S. 43(6) omitted (31.12.2020) by virtue of The Civil Jurisdiction and Judgments (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/479) , regs. 1(1), 43(4) (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)
F6	S. 43(7) omitted (31.12.2020) by virtue of The Civil Jurisdiction and Judgments (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/479) , regs. 1(1), 43(5) (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)

Changes to legislation:

There are currently no known outstanding effects for the Civil Jurisdiction and Judgments Act 1982, Section 43.