



ANGUILLA

**TRUSTS (AMENDMENT) ACT, 2023**

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TABLE OF CONTENTS

SECTION

1. Interpretation
2. Amendment of section 1
3. Amendment of section 27
4. Citation

I Assent

Paul H. Candler  
Governor (Acting)

4 July 2023

Date

ANGUILLA

NO. 13/2023

**TRUSTS (AMENDMENT) ACT, 2023**[Gazette Dated: 5<sup>th</sup> July, 2023] [Commencement: Assent under section 57 of the Constitution]

An Act to amend the Trusts Act, R.S.A c. T70 to require trustees to keep records of beneficial owners of the trust.

ENACTED by the Legislature of Anguilla

**Interpretation**

1. In this Act the “principal Act” means the Trusts Act.

**Amendment of section 1**

2. The principal Act is amended in section 1 by inserting the following definition in the appropriate alphabetical order—

““beneficial owner”, in relation to a trust, has the meaning given in section 11 of the Commercial Registry and Beneficial Ownership Registration System Act, 2022;”.

**Amendment of section 27**

3. The principal Act is amended by deleting section 27(1) and substituting the following—

“(1) The trustees of a trust shall—

- (a) obtain and keep a written record of the identity of each beneficial owner of the trust;
- (b) ensure that the beneficial ownership information obtained under paragraph (a) is adequate, accurate and kept up-to-date.”.

**Citation**

4. This Act may be cited as the Trusts (Amendment) Act, 2023.



Mrs. Barbara Webster-Bourne  
*Speaker*

Passed by the House of Assembly this <sup>30<sup>th</sup></sup> day of *June*, 2023.



Ms. Vanisha Proctor  
*Clerk of the House of Assembly (Acting)*

**OBJECTS AND REASONS**

*(The objects and reasons do not form part of the Bill)*

**EXPLANATORY NOTES**

The Bill for the Trusts (Amendment) Act, 2023 makes provision for the maintenance of adequate, accurate and up to date beneficial ownership information by trustees of a trust. The amendment also introduces the definition of beneficial owner.