



Companies and Securities (Interpretation and Miscellaneous Provisions) (Application of Laws) Act 1981

Reprinted as in force on 15 September 1995

Reprint No. 1*

**This reprint is prepared by
the Office of the Queensland Parliamentary Counsel
Warning—This reprint is not an authorised copy**

* Minor differences in presentation between this reprint and another reprint with the same number are due to the conversion to new styles. The content has not changed.

Information about this reprint

This Act is reprinted as at 15 September 1995. The reprint—

- shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c))
- incorporates all necessary consequential amendments, whether of punctuation, numbering or another kind (Reprints Act 1992 s 5(d)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes. Also see list of legislation for any uncommenced amendments.

Minor editorial changes allowed under the provisions of the Reprints Act 1992 mentioned in the following list have also been made to—

- update citations and references (pt 4, div 2)
- update references (pt 4, div 3)
- express gender specific provisions in a way consistent with current drafting practice (s 24)
- correct spelling and use different spelling consistent with current drafting practice (s 26(2))
- use standard punctuation consistent with current drafting practice (s 27)
- use conjunctives and disjunctives consistent with current drafting practice (s 28)
- use expressions consistent with current drafting practice (s 29)
- insert references to schedule, appendix or body of law (s 33B)
- relocate marginal or cite notes (s 34)
- use aspects of format and printing style consistent with current drafting practice (s 35)
- omit provisions that are no longer required (ss 37 and 39)
- omit the enacting words (s 42A).

This page is specific to this reprint. A table of reprints is included in the endnotes.

Also see endnotes for information about—

- **when provisions commenced**
- **editorial changes made in the reprint, including—**
 - **table of changed names and titles**
 - **table of obsolete and redundant provisions.**

Dates shown on reprints

Reprints dated at last amendment All reprints produced on or after 1 July 2002, hard copy and electronic, are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If a hard copy reprint is dated earlier than an electronic version published before 1 July 2002, it means the legislation was not further amended and the reprint date is the commencement of the last amendment.

If the date of a hard copy reprint is the same as the date shown for an electronic version previously published, it merely means that the electronic version was published before the hard copy version. Also, any revised edition of the previously published electronic version will have the same date as that version.

Replacement reprint date If the date of a hard copy reprint is the same as the date shown on another hard copy reprint it means that one is the replacement of the other.



Queensland

Companies and Securities (Interpretation and Miscellaneous Provisions) (Application of Laws) Act 1981

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Companies and Securities (Interpretation and Miscellaneous Provisions) (Application of Laws) Act 1981

[as amended by all amendments that commenced on or before 15 September 1995]

An Act relating to the interpretation of certain provisions relating to corporations and the securities industry and for certain other matters

1 Short title

This Act may be cited as the *Companies and Securities (Interpretation and Miscellaneous Provisions) (Application of Laws) Act 1981*.¹

3 Interpretation

In this Act—

agreement means the agreement made on 22 December 1978 between the Commonwealth and the States in relation to a proposed scheme for the cooperative regulation of companies and the securities industry or, if that agreement is or has been amended or affected by another agreement, that agreement as so amended or affected.

1 NOTE—

- (1) Under this Act the provisions of the Companies and Securities (Interpretation and Miscellaneous Provisions) Act 1980 (Cwlth) apply, subject to certain amendments, as laws of Queensland.
- (2) The Commonwealth Act commenced on 1 July 1981 (see Commonwealth of Australia Gazette 19 June 1981, No. S118).

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code means the provisions of an Act passed by the Parliament of the Commonwealth pursuant to the agreement as in force for the time being, being provisions applying, by reason of an Act passed by the Parliament of Queensland pursuant to the agreement, as laws of Queensland.

Ministerial Council means the Ministerial Council for Companies and Securities established by the agreement.

the Commonwealth Act means the *Companies and Securities (Interpretation and Miscellaneous Provisions) Act 1980* (Cwlth).

4 Relevant codes

- (1) For the purposes of this Act, each of the following codes is a relevant code—
 - (a) the Companies and Securities (Interpretation and Miscellaneous Provisions) (Queensland) Code; and
 - (b) the Companies (Acquisition of Shares) (Queensland) Code; and
 - (c) any code to which this Act applies by reason of a relevant application provision in an Act.
- (2) For the purposes of subsection (1) a provision in an Act is a relevant application provision in relation to a code if the provision states that this Act applies to the code concerned.

5 National Companies and Securities Commission (State Provisions) Act 1981

For the purposes of this Act, a reference to a relevant code includes a reference to the provisions of the *National Companies and Securities Commission (State Provisions) Act 1981* other than sections 1, 2, 3, 4, 20 and 21.

6 Act to bind Crown

This Act binds the Crown.

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Miscellaneous Provisions) (Application of Laws) Act
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7 Interpretation of relevant codes

Except in relation to matters expressly provided for by this Act and subject to any express provision contained in a relevant code, the laws in force in the Australian Capital Territory at the commencement of the Commonwealth Act that relate to the interpretation of ordinances of the Australian Capital Territory—

- (a) apply for the purposes of the interpretation of each relevant code as if the relevant code were an ordinance of the Australian Capital Territory; and
- (b) apply for the purposes of the interpretation of any instrument (including rules, regulations or by-laws) made, granted or issued under or, in the case of regulations, applying as regulations made under, a relevant code as if the instrument were made, granted or issued under such an ordinance.

8 Application of interpretation law

The provisions of the Commonwealth Act (other than sections 1, 2, 3, 4 and 5) apply—

- (a) as if amended as set out in schedule 1; and
- (b) subject to and in accordance with this Act;
as laws of Queensland.

9 Publication of Companies and Securities (Interpretation and Miscellaneous Provisions) (Queensland) Code

- (1) The Minister may from time to time authorise the publication by the Government Printer of the provisions of the Commonwealth Act (other than sections 1, 2, 3, 4 and 5), amended as set out in schedule 1 and in operation, or to come into operation, in Queensland.
- (2) A document published under subsection (1)—
 - (a) shall include the headings and sections set out in schedule 2; and

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- (b) shall include a notification of the date, or dates, on which the several provisions set out in the document came, or come, into operation in Queensland; and
 - (c) shall include a statement of the date on which the Minister authorised the publication; and
 - (d) may be cited as the Companies and Securities (Interpretation and Miscellaneous Provisions) (Queensland) Code.
- (3) A document that is or purports to be a copy of the Companies and Securities (Interpretation and Miscellaneous Provisions) (Queensland) Code that has been, or purports to have been, published in accordance with this section is prima facie evidence of the provisions of the Commonwealth Act applying by reason of section 8 as in operation, or to come into operation, in Queensland as notified in the document in accordance with subsection (2)(b).

10 Publication of provisions of amended code

- (1) The Minister may from time to time authorise the publication by the Government Printer of a document setting out provisions that by reason of—
- (a) the enactment of an Act of the Commonwealth amending the Commonwealth Act; and
 - (b) the operation of section 8 (including the operation, if applicable, of schedule 1);
- apply, or will apply, as laws of Queensland.
- (2) A document published under subsection (1) shall include a notification of the date, or dates, on which the provisions set out in the document came, or come, into operation in Queensland.
- (3) A document that has been or purports to have been published in accordance with this section is prima facie evidence of provisions referred to in subsection (1) set out in the document.

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11 Interpretation of references to the applied provisions

- (1) Unless the contrary intention appears, in this or any other Act or in a regulation or other instrument made under any other Act or in any other document made by or under the authority of, or for the purposes of, a law of Queensland—
- (a) a reference to the Companies and Securities (Interpretation and Miscellaneous Provisions) (Queensland) Code is a reference to the provisions of the Commonwealth Act applying by reason of section 8; and
 - (b) a reference to a provision of that Code is a reference to the corresponding provision of the Commonwealth Act as so applying.
- (2) In subsection (1)—
- provision* includes part, division, section, subsection, paragraph, subparagraph, schedule, form, regulation, clause, subclause or other division.

12 Amendment of certain provisions in accordance with approval of Ministerial Council

Where, under the agreement, the Ministerial Council—

- (a) approves a proposed amendment of the Commonwealth Act; and
- (b) approves proposed regulations to be made under this Act in connection with the operation of the proposed amendment;

the Governor in Council may make regulations amending schedule 1, in accordance with that approval, and that schedule as so amended shall be schedule 1 of this Act.

13 Relevant codes deemed to be Acts for certain purposes

For the purposes of the *Acts Interpretation Act 1954*, section 44 a relevant code shall be deemed to be an Act.

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Miscellaneous Provisions) (Application of Laws) Act
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14 Appropriation of penalties

Penalties under a relevant code when recovered shall, notwithstanding anything in any other Act, be paid into the Consolidated Fund.

Schedule 1

section 8

The provisions of the Commonwealth Act apply as if—

- 1 Unless inconsistent with another provision of this schedule—
 - (a) for the words ‘relevant Act’ or ‘relevant Acts’ in the Commonwealth Act (wherever occurring) there were substituted the words ‘relevant code’ or ‘relevant codes’ respectively; and
 - (b) for the words ‘the Territory’ in the Commonwealth Act (wherever occurring) there were substituted the word ‘Queensland’; and
 - (c) for the words ‘law of a State or of another Territory’ in the Commonwealth Act (wherever occurring) there were substituted the words ‘law of a State other than Queensland or of a Territory’.

(1A) In section 5B of the Commonwealth Act—

- (a) in subsection (2)(a) after the words ‘Government Printer’ there were inserted the words ‘of the Commonwealth’; and
- (b) in subsection (2)(b), (c), (d) and (f) for the word ‘enacted’ (wherever occurring) there were substituted the word ‘made’; and
- (c) after subsection (2) there were inserted the following subsection—

‘(2A) A reference in subsection (2) to the ‘Parliament’ is a reference to the Parliament of the Commonwealth’.

2 In section 8 of the Commonwealth Act—

- (a) for paragraph (c) there were substituted the following paragraph—

Schedule 1 (continued)

- (c) an Act—
- (i) of the Parliament of the Commonwealth may be cited by a reference to the Commonwealth; and
 - (ii) of another State or of a Territory may be cited by a reference to the State or Territory by the Parliament or legislature of which the Act was passed;

together with such mode of reference as is sufficient in Acts passed by that Parliament or legislature;’; and
- (b) in paragraphs (d) and (f) for the words ‘an ordinance’ there were substituted the words ‘an ordinance of a Territory’; and
- (c) in paragraph (e) for the words ‘State Act’ there were substituted the words ‘Act of another State or of a Territory’.
- 3 In section 9 of the Commonwealth Act—
- (a) in the definition of *Agreement* for the expression ‘Act 1979’ there were substituted the expression ‘(State Provisions) Act 1981’; and
 - (b) the definition of *another Territory* were repealed; and
 - (c) after the definition of *calendar year* there were inserted the following definition—

‘*code* means the provisions of an Act passed by the Parliament of the Commonwealth pursuant to the agreement as in force for the time being, being provisions applying, by reason of an Act passed by the Parliament of Queensland pursuant to the agreement, as laws of Queensland.’; and
 - (d) in the definition of *commencement* the words ‘or ordinance’ (where 3 times occurring) were repealed; and

Schedule 1 (continued)

- (e) for the definition of *committed for trial* there were substituted the following definition—
 ‘***committed for trial***, in relation to a person, means committed to prison to await the person’s trial or granted bail to appear at the person’s trial.’; and
- (f) in the definition of *Consolidated Revenue Fund* for the words ‘the Commonwealth’ there were substituted the word ‘Queensland’; and
- (g) in paragraph (b) of the definition of *constituent documents* for the expression ‘(other than the *Companies Act 1981* or the corresponding law of a State or another Territory or of another country)’ there were substituted the expression ‘(other than the Companies (Queensland) Code or the corresponding law in force in another State or in a Territory or in another country)’; and
- (h) for the definitions of *court* and *court of summary jurisdiction* there were substituted the following definitions—
 ‘***court*** means the Supreme Court of Queensland or a judge of that court.
 court of summary jurisdiction means a Magistrates Court of Queensland.’; and
- (i) for the definition of *Crown* there were substituted the following definition—
 ‘***Crown*** means the Crown in right of Queensland.’; and
- (j) the definition of *Executive Council* were repealed; and
- (k) for the definition of *external Territory* there were substituted the following definition—
 ‘***external Territory*** means a Territory, not being an internal Territory, for the government of which as such a Territory provision is made by an Act of the Commonwealth.’; and

Schedule 1 (continued)

- (l) after the definition of *gazette* there were inserted the following definition—
 ‘**government gazette** means the Queensland Government gazette.’; and
- (m) after the definition of *indictment* there were inserted the following definition—
 ‘**information** includes a complaint within the meaning of the *Justices Act 1886*.’; and
- (n) for the definition of *Jervis Bay Territory* there were substituted the following definition—
 ‘**Jervis Bay Territory** means the Territory accepted by the Commonwealth pursuant to the *Jervis Bay Territory Acceptance Act 1915* (Cwlth) and described in the agreement set out in the schedule to that Act.’; and
- (o) the definition of *judge* were repealed; and
- (p) for the definition of *law of the Territory* or *law of the Australian Capital Territory* there were substituted the following definition—
 ‘**law of the Australian Capital Territory** includes a law of New South Wales as applying in that Territory.’; and
- (q) for the definition of *magistrate* there were substituted the following definition—
 ‘**magistrate** means—
 (a) a magistrate in respect of whose office an annual salary is payable; and
 (b) a stipendiary magistrate appointed by or under the *Justices Act 1886*.’; and
- (r) for the definition of *Minister* there were substituted the following definition—
 ‘**Minister** means a Minister of State for Queensland.’; and

Schedule 1 (continued)

- (ra) in the definition of *Northern Territory enactment* after the expression '1978' there were inserted the expression '(Cwlth)'; and
- (s) after the definition of *Northern Territory* there were inserted the following definition—
'order in council means an order in council made by the Governor in Council, published in the government gazette.'; and
- (t) in the definition of *ordinance* before the word 'Territory' there were inserted the words 'Australian Capital'; and
- (u) for the definition of *Parliament* there were substituted the following definition—
'Parliament means the Parliament of Queensland.'; and
- (v) for the definitions of *participating State* and *participating Territory* there were substituted the following definitions—
'participating State means a State other than Queensland that is a party to the agreement.
participating Territory means—
- (a) the Australian Capital Territory;
 - (b) if the Northern Territory is a party to the agreement—that Territory; and
 - (c) any external Territory to which the agreement applies pursuant to clause 50 of the agreement.'; and
- (w) for the definition of *prescribed* there were substituted the following definition—
'prescribed means prescribed by the relevant code or by regulations applying under the relevant code.'; and
- (x) for the definition of *proclamation* there were substituted the following definition—

Schedule 1 (continued)

‘proclamation means a proclamation made by the Governor published in the government gazette.’; and

- (xa) the definition of *relevant Act* were repealed; and
- (y) for the definition of *regulations* there were substituted the following definitions—

‘regulations means regulations applying under the relevant code.

relevant Code means a code that is a relevant code within the meaning of the *Companies and Securities (Interpretation and Miscellaneous Provisions) (Application of Laws) Act 1981*.’; and

- (aa) for the definition of *the Minister* there were substituted the following definition—

‘the Minister means the Minister for the time being administering the Act by reason of which the provisions of the relevant code apply as laws of Queensland or, if, for the time being, different Ministers are administering that Act in different respects, each of those Ministers to the extent that the Minister is administering that Act in the relevant respect.’; and

- (ab) the definition of *the Territory* or *the Australian Capital Territory* were repealed; and
- (ac) for the definition of *this Act* there were substituted the following definition—

‘this code includes regulations applying under the relevant code.’.

4 In section 11 of the Commonwealth Act—

- (a) for the words ‘law of a State or of another Territory’ (where twice occurring) there were substituted the words ‘law of a State other than Queensland or of a Territory’; and

Schedule 1 (continued)

- (b) for the words ‘another Act’ there were substituted the words ‘another law’; and
 - (c) for the words ‘other Act’ there were substituted the words ‘other law’.
- 4A In section 11A(4) of the Commonwealth Act—
- (a) for the words ‘made by’ there were substituted the words ‘effected by’; and
 - (b) after the expression ‘1985’ there were inserted the words ‘(Cwlth)’.
- 5 For section 12 of the Commonwealth Act there were substituted the following section—
- ‘12 Where in any relevant code—
- (a) a Minister is referred to, the reference shall, unless the contrary intention appears, be deemed to include a reference to any Minister for the time being acting for or on behalf of the Minister so referred to; and
 - (b) a Commonwealth Minister is referred to, the reference shall, unless the contrary intention appears, be deemed to include a reference to any Commonwealth Minister or member of the Federal Executive Council for the time being acting for or on behalf of the Commonwealth Minister so referred to.’
- 6 In section 14 of the Commonwealth Act—
- (a) for the words ‘office of the Corporate Affairs Commission for the Territory’ (where 4 times occurring) there were substituted the words ‘office of the Commissioner for Corporate Affairs for Queensland’;

Schedule 1 (continued)

- (b) after subsection (3) there were added the following subsections—

‘(4) In this section—

office of the Commissioner for Corporate Affairs for Queensland means—

- (a) in the case of a company or a foreign company registered under the *Companies Act 1961*, a corresponding previous enactment or a law operating to the exclusion of that Act at a place in the State other than Brisbane—the office of the commissioner at that place; and
- (b) in a case to which paragraph (a) does not apply—the office of the commissioner at Brisbane.
- (5) Where special circumstances exist the Commissioner for Corporate Affairs for Queensland may authorise the transfer of the documents relating to a company or foreign company registered in the State from the commissioner’s office at the place whereat the company or foreign company was registered to the commissioner’s office at another place in the State and upon such transfer the company or foreign company shall be deemed to have been registered at that other place and the provisions of subsection (4) shall apply accordingly.
- (6) Where special circumstances exist and it appears to the Commissioner for Corporate Affairs for Queensland expedient to do so, the commissioner may permit a document required by a relevant code to be lodged with the commission, to be lodged at an office of the commissioner other than the office wherein it is required pursuant to the foregoing provisions of this section to be lodged and in any

Schedule 1 (continued)

such case the document shall be deemed to have been lodged in accordance with this section.’.

- 6A In section 14A of the Commonwealth Act—
- (a) in subsection (1) for the expression ‘*Companies Act 1981*’ there were substituted the expression ‘Companies (Queensland) Code’; and
 - (b) for subsection (2)(a) there were substituted the following paragraph—
 - ‘(a) affects the operation of any other law of the State, or any law of another State or a Territory or the Commonwealth, that authorises the service of a document otherwise than as provided in that subsection; or’.
- 7 For section 17 of the Commonwealth Act there were substituted the following section—
- ‘17 In any relevant code, unless the contrary intention appears, a reference to the Crown shall be construed as a reference to the Sovereign for the time being.’.
- 8 For section 19 of the Commonwealth Act there were substituted the following section—
- ‘19 In any relevant code, unless the contrary intention appears—
- (a) a reference to an officer or office shall be construed as a reference to such an officer or office in and for Queensland; and
 - (b) a reference to a locality, jurisdiction or other matter or thing shall be construed as a reference to such locality, jurisdiction or other matter or thing in and of Queensland.’.

Schedule 1 (continued)

- 9 In section 24(1) of the Commonwealth Act after the words ‘any Act’ (where twice occurring) there were inserted the words ‘or code’.
- 10 For sections 28, 29, 30, 31 and 32 of the Commonwealth Act there were substituted the following sections—
- ‘28 (1) The repeal of the provisions of a relevant Commonwealth Act by which the provisions of a previous relevant Commonwealth Act were repealed does not have the effect of reviving the provisions of the previous relevant Commonwealth Act without express words.
- (2) In this section and in sections 29, 30, 31 and 32 a reference to provisions, or a provision, of a relevant Commonwealth Act is a reference to provisions, or a provision, of—
- (a) the *Companies and Securities (Interpretation and Miscellaneous Provisions) Act 1980* (Cwlth); or
- (b) the *Companies (Acquisition of Shares) Act 1980* (Cwlth); or
- (c) any other Act of the Commonwealth;
- which, by reason of—
- (d) the *Companies and Securities (Interpretation and Miscellaneous Provisions) (Application of Laws) Act 1981*; or
- (e) the *Companies (Acquisition of Shares) (Application of Laws) Act 1981*; or
- (f) an Act containing a relevant application provision; apply as, or applies as, a law of Queensland or, in the case of a repealed provision, has applied as a law of Queensland.
- (3) For the purposes of subsection (2), a provision in an Act is a relevant application provision if the provision

Schedule 1 (continued)

contains a statement to the effect that the provisions of an Act of the Commonwealth apply (whether with or without qualification) as laws of Queensland.

29 Where a provision of a relevant Commonwealth Act repeals a provision of a former relevant Commonwealth Act, then, unless the contrary intention appears, the repeal does not—

- (a) revive anything not in force or existing at the time when the repeal takes effect; or
- (b) affect the previous operation of the provision of the relevant Commonwealth Act so repealed, or anything duly done or suffered under the provision of the relevant Commonwealth Act so repealed; or
- (c) affect a right, privilege, obligation or liability acquired, accrued or incurred under the provision of the relevant Commonwealth Act so repealed, or an investigation, legal proceeding or remedy in respect of that right, privilege, obligation or liability; or
- (d) affect a penalty, forfeiture or punishment incurred in respect of an offence committed against the provision of the relevant Commonwealth Act so repealed, or an investigation, legal proceeding or remedy in respect of that penalty, forfeiture or punishment;

and the investigation, legal proceeding or remedy may be instituted, continued or enforced, and a penalty, forfeiture or punishment may be imposed, as if the repealing provision of the relevant Commonwealth Act had not been enacted.

30 Where a provision of a relevant Commonwealth Act repeals a provision of a former relevant Commonwealth Act and substitutes a provision in lieu of the repealed provision, the repealed provision remains in force until the substituted provision comes into operation.

Schedule 1 (continued)

- 31 A provision of a relevant Commonwealth Act amending a provision of another relevant Commonwealth Act shall, unless the contrary intention appears, be construed with the provisions of the relevant Commonwealth Act being amended and as part of them.
- 32 The expiration of a provision of a relevant Commonwealth Act does not affect any civil proceedings previously commenced under the relevant Commonwealth Act and the civil proceedings may be continued, and everything in relation to the civil proceedings may be done, in all respects as if the provision of the relevant Commonwealth Act continued in force.’.
- 11 In section 33 of the Commonwealth Act—
- (a) in subsection (1)(a)—
 - (i) for the words ‘another Act’ (where twice occurring) there were substituted the words ‘an Act’; and
 - (ii) for the words ‘that other Act’ (where twice occurring) there were substituted the words ‘that Act’; and
 - (b) in subsection (2)—
 - (i) for the words ‘a State or Territory’ there were substituted the words ‘another State or Territory or the Commonwealth’; and
 - (ii) for the words ‘that State or Territory’ there were substituted the words ‘that other State or a Territory or the Commonwealth’.
- 12 For section 37(b) of the Commonwealth Act there were substituted the following paragraph—

Schedule 1 (continued)

- ‘(b) under another law of Queensland or a law of another State or of a Territory;’.
- 13 For section 38(3) of the Commonwealth Act there were substituted the following subsection—
- ‘(3) Nothing in this section shall be taken to affect the application in relation to any relevant code of the provisions of the Criminal Code (other than section 7 and sections 536 to 539).’.
- 14 In the heading of part 4 of the Commonwealth Act for the word ‘ACT’ there were substituted the words ‘(STATE PROVISIONS) ACT’.
- 15 In section 39 of the Commonwealth Act for the expression ‘Act 1979’ (wherever occurring) there were substituted the expression ‘(State Provisions) Act 1981’.
- 16 In section 40(1) of the Commonwealth Act for the words ‘This Act’ there were substituted the words ‘This code’.
- 17 In section 40 of the Commonwealth Act—
- (a) in subsection (1) before the word ‘made’ there were inserted the word ‘applying,’; and
- (b) in subsection (2), before the words ‘was made’ there were inserted the words ‘applies or’.
- 18 For section 41 of the Commonwealth Act there were substituted the following section—
- ‘41 (1) Where a provision of a law of another State or of a Territory, being a law by reason of which provisions of a relevant Act of the Commonwealth or regulations in

Schedule 1 (continued)

force for the time being under a relevant Act of the Commonwealth apply as laws of that State or Territory, provides that a document published in accordance with that provision is prima facie evidence of the provisions of that Act or those regulations as so applying on a particular date, a document that is, or purports to be, a copy of a document so published is prima facie evidence of the provisions of that Act or those regulations as so applying on that date.

(2) In subsection (1)—

relevant Act of the Commonwealth means—

- (a) the *Companies and Securities (Interpretation and Miscellaneous Provisions) Act 1980* (Cwlth); or
- (b) the *Companies (Acquisition of Shares) Act 1980* (Cwlth); or
- (c) the *Securities Industry Act 1980* (Cwlth); or
- (d) the *Companies Act 1981* (Cwlth).’.

Schedule 2

section 9

The following headings and sections shall be included in the publication of the provisions of the Commonwealth Act under section 9—

‘COMPANIES AND SECURITIES (INTERPRETATION AND MISCELLANEOUS PROVISIONS) (QUEENSLAND) CODE

RELATING TO THE INTERPRETATION OF CERTAIN PROVISIONS RELATING TO CORPORATIONS AND THE SECURITIES INDUSTRY, AND FOR CERTAIN OTHER MATTERS

Part 1 Preliminary

- 1 This code may be cited as the Companies and Securities (Interpretation and Miscellaneous Provisions) (Queensland) Code.
- 2 This code comes into operation on the day on which the *Companies and Securities (Interpretation and Miscellaneous Provisions) (Application of Laws) Act 1981* comes into operation.
- 3 For the purposes of this code, each of the following codes is a relevant code—
 - (a) this code; and
 - (b) the Companies (Acquisition of Shares) (Queensland) Code; and
 - (c) any code to which the *Companies and Securities (Interpretation and Miscellaneous Provisions) (Application of Laws) Act 1981* applies by reason of a relevant application provision in an Act.

Schedule 2 (continued)

- 4 For the purposes of paragraph 3(c), a provision in an Act is a relevant application provision in relation to a code if the provision states that the *Companies and Securities (Interpretation and Miscellaneous Provisions) (Application of Laws) Act 1981* applies to the code concerned.

- 5 For the purposes of this code, a reference to a relevant code includes a reference to the provisions of the *National Companies and Securities Commission (State Provisions) Act 1981* other than sections 1, 2, 3, 4, 20 and 21.ʹ.

Endnotes

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2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 15 September 1995. Future amendments of the Companies and Securities (Interpretation and Miscellaneous Provisions) (Application of Laws) Act 1981 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

*Companies and Securities (Interpretation and
Miscellaneous Provisions) (Application of Laws) Act
1981*

3 Key

Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No.[X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
o in c	= order in council	s	= section
om	= omitted	sch	= schedule
orig	= original	sdiv	= subdivision
p	= page	SIA	= Statutory Instruments Act 1992
para	= paragraph	SIR	= Statutory Instruments Regulation 2002
prec	= preceding	SL	= subordinate legislation
pres	= present	sub	= substituted
prev	= previous	unnum	= unnumbered

4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments to	Effective	Reprint date
1	reg pubd gaz 28 March 1987 p 1388	1 April 1987	15 September 1995

5 List of legislation

Companies and Securities (Interpretation and Miscellaneous Provisions) (Application of Laws) Act 1981 No. 49

date of assent 12 June 1981

commenced 1 July 1981 (see s 2 and proc pubd gaz 27 June 1981 p 1709)

amending legislation—

*Companies and Securities (Interpretation and
Miscellaneous Provisions) (Application of Laws) Act
1981*

Companies (Consequential Amendments) Act 1981 No. 111 ss 1–2, pt 3

date of assent 16 December 1981

ss 1–2 commenced on date of assent (see s 2(1))

s 9 commenced 1 July 1981 (see s 2(2) and proc pubd gaz 27 June 1981 p 1709)

remaining provisions commenced 1 July 1982 (see s 2(4) and proc pubd gaz 29 June 1982 p 2102)

**Companies and Securities (Interpretation and Miscellaneous Provisions)
(Application of Laws) Regulations 1986**

pubd gaz 5 April 1986 pp 1413–4

commenced on date of publication

**Companies and Securities (Interpretation and Miscellaneous Provisions)
(Application of Laws) Regulations 1987**

pubd gaz 28 March 1987 p 1388

commenced 1 April 1987 (see s 2 and proc pubd Commonwealth gaz 31 March 1987 No. S57)

6 List of annotations

Commencement

s 2 om R1 (see RA s 37)

Interpretation of references to the applied provisions

s 11 amd 1981 No. 111 s 7

SCHEDULE 1

s 1A ins reg pubd gaz 5 April 1986 pp 1413–4

s 3 amd 1981 No. 111 ss 8(a), 9; reg pubd gaz 5 April 1986 pp 1413–4; 28 March 1987 p 1388

s 4A ins reg pubd gaz 5 April 1986 pp 1413–4

s 6 amd 1981 No. 111 s 8(b)

s 6A ins reg pubd gaz 5 April 1986 pp 1413–4

s 11 sub reg pubd gaz 5 April 1986 pp 1413–4

s 17 ins 1981 No. 111 s 8(c)

s 18 ins 1981 No. 111 s 8(c)

*Companies and Securities (Interpretation and
Miscellaneous Provisions) (Application of Laws) Act
1981*

7 Table of changed names and titles

under the Reprints Act 1992 ss 23 and 23A

Old	New	Reference provision
Consolidated Revenue Fund	Consolidated Fund	Financial Administration and Audit Act 1977 s 112

8 Table of obsolete and redundant provisions

under the Reprints Act 1992 s 39

Omitted provision	Provision making omitted provision obsolete/redundant
definitions to be read in context	Acts Interpretation Act 1954 s 32A
references included in citation of law	Acts Interpretation Act 1954 s 14H
references to provisions of law inclusive	Acts Interpretation Act 1954 s 35D