

Queensland



# OATHS ACT AMENDMENT ACT 1884

**Reprinted as in force on 27 July 1994  
(includes amendments up to Act No. 8 Edw 7 No. 18 of 1908)**

**Reprint No. 1**

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

# Information about this reprint

This Act is reprinted as at 27 July 1994. The reprint—

- shows the law as amended by all amendments that commenced on or before that day
- incorporates all necessary consequential amendments, whether of punctuation, numbering or another kind.

The reprint includes a reference to the law by which each amendment was made—see List of legislation and List of annotations in Endnotes.

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)
- express gender specific provisions in a way consistent with current legislative drafting practice (s 24)
- use expressions consistent with current legislative drafting practice (s 29)
- use aspects of format and printing style consistent with current legislative drafting practice (s 35)
- omit the enacting words (s 42A).

**Also see Endnotes for—**

- **details about when provisions commenced**
- **any provisions that have not commenced and are not incorporated in the reprint.**

# Queensland



## OATHS ACT AMENDMENT ACT 1884

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## **OATHS ACT AMENDMENT ACT 1884**

[as amended by all amendments that commenced on or before 27 July 1994<sup>2</sup>]

### **An Act to amend the laws relating to the administration of oaths in courts of justice**

#### **Mode of taking evidence of persons objecting or incompetent to take an oath**

2. If any person tendered for the purpose of giving evidence in respect of any civil or criminal proceeding before a court of justice, or any officer thereof, or on any commission issued out of the court, objects to take an oath, or by reason of any defect of religious knowledge or belief or other cause, appears incapable of comprehending the nature of an oath, it shall be the duty of the Judge or person authorised to administer the oath, if satisfied that the taking of an oath would have no binding effect on the conscience of such person and that the person understands that he or she will be liable to punishment if the evidence is untruthful, to declare in what manner the evidence of such person shall be taken, and such evidence so taken in such manner as aforesaid shall be valid as if an oath had been administered in the ordinary manner.

#### **Interpreters**

3. Section 2 shall, *mutatis mutandis*, extend and apply to interpreters called to interpret in any civil or criminal proceeding in any court of justice.

#### **Short title**

4. This Act shall be read and construed with and as an amendment of the *Oaths Act 1867* and the *Oaths Act Amendment Act 1876* and may be cited as the *Oaths Act Amendment Act 1884*<sup>3-4</sup>.

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**2 Date to which amendments incorporated**

This is the reprint date mentioned in section 5(c) of the Reprints Act 1992. Accordingly, this reprint includes all amendments that commenced operation on or before 27 July 1994. Future amendments of the Oaths Act Amendment Act 1884 may be made in accordance with this reprint under section 49 of the Reprints Act 1992.

**3 List of legislation****Oaths Act Amendment Act 1884 48 Vic No. 19**

date of assent 27 October 1884

commenced on date of assent

as amended by—

**Criminal Code Act 1899 63 Vic No. 9 s 3(2) Sch 3**

date of assent 28 November 1899

commenced on date of assent (see s 2)

**Statute Law Revision Act 1908 8 Edw 7 No. 18 s 2 Sch 1**

date of assent 23 December 1908

commenced on date of assent

## 4 List of annotations

### Key to abbreviations in list of annotations

amd	=	amended
Ch	=	Chapter
cl	=	clause
def	=	definition
Div	=	Division
hdg	=	heading
ins	=	inserted
om	=	omitted
prec	=	preceding
pres	=	present
prev	=	previous
(prev)	=	previously
prov	=	provision
Pt	=	Part
RA	=	Reprints Act 1992
renum	=	renumbered
Sdiv	=	Subdivision
sub	=	substituted

Provisions not included in reprint, or amended by amendments not included in reprint, are underlined

**Preamble** om 1908 8 Edw 7 No. 18 s 2 Sch 1

### **Repeal sections 1 and 2**

s 1 om 1908 8 Edw 7 No. 18 s 2 Sch 1

### **Mode of taking evidence of persons objecting or incompetent to take an oath**

s 2 amd 1899 63 Vic No. 9 s 3(2) Sch 3