

INTERPRETATION

Table of Contents

	<i>Page</i>
<i>Principal</i>	
Interpretation Act 2011	
Table of Provisions	1333
Table of Amendments	1337
Interpretation Act 2011	1339

Interpretation Act 2011

TABLE OF PROVISIONS

Section

Title

PART 1 — PRELIMINARY MATTERS

- 1 Short title
- 2 Commencement
- 3 Application

PART 2 — NUMBERING AND NOTIFICATION OF ACTS

- 4 Numbering of Acts
- 5 Notification of Acts

PART 3 — MAKING, NUMBERING AND NOTIFICATION OF SUBSIDIARY LEGISLATION

DIVISION 1 — POWER TO MAKE SUBSIDIARY LEGISLATION

- 6 Who may make subsidiary legislation
- 7 General power to make subsidiary legislation
- 8 Subsidiary legislation may prohibit
- 9 Subsidiary legislation may provide for review or appeal
- 10 General power to prescribe fees
- 11 Method of prescribing fees
- 12 Subsidiary legislation may provide for infringement notice offences
- 13 Subsidiary legislation may apply other instrument

DIVISION 2 — NUMBERING AND NOTIFICATION OF SUBSIDIARY LEGISLATION

- 14 Definitions for Division 2
- 15 Numbering of subsidiary legislation
- 16 Notification of subsidiary legislation
- 17 Tabling and disallowance of subsidiary legislation
- 18 Procedure for making rules and by-laws

PART 4 — COMMENCEMENT OF WRITTEN LAWS

- 19 Commencement of Acts
- 20 Commencement of subsidiary legislation
- 21 Time of commencement
- 22 Retrospective commencement
- 23 Commencement by commencement notice
- 24 Amendment before commencement
- 25 Exercise of powers before commencement

<i>Section</i>	<i>Title</i>
26	Reference to commencement

PART 5 — REPEAL AND AMENDMENT OF WRITTEN LAWS

27	Definitions for Part 5
28	Affect of repeal or amendment on previous operation of law
29	Repeal does not revive previous law
30	Continuance of repealed provisions
31	References to repealed provisions [<i>Repealed</i>]
32	Confirmation of exercise of powers not required
33	Law and amending laws read as one
34	Status of modifications

PART 6 — REFERENCES TO LAWS

35	Definitions applicable to all written laws
36	How written laws may be referred to
37	How foreign laws may be referred to
38	Reference to written law includes law containing reference
39	Continuity of reference to law
39A	When a written law substituted for another
40	Reference to law includes statutory instruments under law
41	Reference to Act in statutory instrument
42	Reference to law includes part of the law
43	Reference to adopted law
44	By, under or pursuant to Act

PART 7 — STRUCTURE OF WRITTEN LAWS

45	Material that is part of a written law
46	Material that is not part of a written law
47	Each Section a substantive enactment

PART 8 — CONSTRUCTION OF LAWS

DIVISION 1 — KEY PRINCIPLES

48	Statutory instrument to be interpreted subject to power
49	Interpretation to achieve purpose of law
49A	Action lies for breach of statutory duty unless otherwise provided
49B	Saving of rights of the Republic
50	Legislative context
51	Non-legislative context – when extrinsic material may be considered
52	Non-legislative context – extrinsic material that may be considered
53	Changes in drafting practice do not affect meaning
54	Construction of amending laws
55	Construction of adopted laws

Section

Title

DIVISION 2 — AIDS TO INTERPRETATION

Subdivision 1 — General matters

56	Gender and number
57	Meaning of ‘may’ and ‘shall’
58	Statutory instruments to be interpreted with parent Act
59	Determining a person’s age
60	Range of numbers, words or other things
61	Measurement of distance
62	References to time generally
63	Determining periods of time
64	Examples

Subdivision 2 — Definitions

65	Definitions applicable to all written laws
66	Meaning of terms not defined
67	References related to Nauru Local Government Council
68	Definitions to be read in context
69	Parts of speech and grammatical forms

Subdivision 3 — References to various persons and things

70	References to persons generally
71	References to Minister
72	References to department
73	References to the Head of Department
74	Reference to family relationships
75	References to legal practitioners
75A	References to Nauru

DIVISION 3 — OFFENCES AND PENALTIES

76	Definitions for Division 3
77	Penalties at foot of provision
78	Penalties not at foot of provision
79	Offences apply to bodies corporate and individuals
80	Fines for bodies corporate
81	Fines for bodies corporate under subsidiary legislation
82	Penalties may be cumulative
83	Penalties for breach of subsidiary legislation
84	Revenue from fines payable to Republic

PART 9 — ADMINISTRATIVE AND MACHINERY PROVISIONS

DIVISION 1 — EXERCISE OF POWERS AND FUNCTIONS GENERALLY

85	Powers and functions may be exercised from time to time
86	Confirmation of exercise of powers not required
87	Conditions precedent
88	How power may be exercised