

**Authorised Version**

**Oaths and Affirmations Transitional  
Regulations 2019**

**S.R. No. 5/2019**

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## **Authorised Version**

STATUTORY RULES 2019

S.R. No. 5/2019

*Oaths and Affirmations Act 2018*

### **Oaths and Affirmations Transitional Regulations 2019**

The Governor in Council makes the following Regulations:

Dated: 5 February 2019

Responsible Minister:

JILL HENNESSY  
Attorney-General

PIETA TAVROU  
Acting Clerk of the Executive Council

#### **1 Objective**

The objective of these Regulations is to provide transitional arrangements for a statutory declaration made on or after 1 March 2019 but before 1 January 2020, which would have been validly made under the **Evidence (Miscellaneous Provisions) Act 1958** had it been made before 1 March 2019.

#### **2 Authorising provision**

These Regulations are made under section 59 of the **Oaths and Affirmations Act 2018**.

#### **3 Commencement**

These Regulations come into operation on 1 March 2019.

#### 4 Definitions

In these Regulations—

*the Act* means the **Oaths and Affirmations Act 2018**;

*transitional period* means the period beginning on 1 March 2019 and ending on 31 December 2019.

#### 5 Statutory declarations—transitional arrangements

- (1) A statutory declaration made during the transitional period is taken to have been a validly made statutory declaration under the Act if it is made in compliance with Division 2 of Part IV of the **Evidence (Miscellaneous Provisions) Act 1958** (as in force immediately before its repeal) whether or not the statutory declaration is in the form prescribed under section 30(1) of the Act.
- (2) For the purposes of subregulation (1), a statutory declaration made during the transitional period is a validly made statutory declaration under the Act if it is declared before—
  - (a) a person who was authorised to witness the signing of a statutory declaration under section 107A(1) of the **Evidence (Miscellaneous Provisions) Act 1958** as in force immediately before the repeal of that section; or
  - (b) a statutory declaration witness.

#### 6 Expiry

These Regulations expire on 1 January 2020.

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