

## FOR EACH ISSUE

## Issue

Rule	INTERPRETATION IN CONTEXT – Ordinary and natural meaning	**** In ascertaining the ordinary and natural meaning of words, <a href="#">CIC Insurance</a> dictates that context be considered in the first instance. ****
	<b>Definitions section</b> <ul style="list-style-type: none"> <li>• Note open vs. closed</li> </ul>	<p>[Section] of the Act defines [word] as meaning '...' This is a <b>closed</b> definition and is therefore exclusive.</p> <p>[Section] of the Act defines [word] as including '...' This is an open definition, and the meaning can thus be enlarged.</p>
	<b>Dictionaries</b>	<p>Dictionaries are not considered extrinsic materials, and able to be used to assist in finding the ordinary and natural meaning of a word. (<a href="#">State Chamber of Commerce</a>). The Oxford English Dictionary defines [word] as ...</p>
	<b>Definitions in the AIA</b> <ul style="list-style-type: none"> <li>• Persons (s 2C)</li> <li>• Gender (s 23 (a))</li> <li>• Singular/plural (s 23 (b))</li> <li>• 'May' (s 33 (2A))</li> <li>• de facto s 2 D,E,F</li> </ul> <b>s 2B</b> <ul style="list-style-type: none"> <li>• Record</li> <li>• Writing</li> <li>• Australia</li> <li>• Australian citizen</li> <li>• Business day</li> <li>• Document</li> <li>• Financial year</li> <li>• Individual</li> <li>• Land</li> </ul> <b>Other</b> <ul style="list-style-type: none"> <li>• Months (s 2G)</li> </ul>	<ul style="list-style-type: none"> <li>• References to persons generally include corporate and political bodies (<a href="#">s 2C AIA</a>)</li> <li>• Words importing gender include every other gender (<a href="#">s 23 (a) AIA</a>)</li> <li>• Words in the singular number include the plural (and visa versa) (<a href="#">s 23 (b) AIA</a>)</li> <li>• Use of 'may' indicates a discretion. (<a href="#">s 33 (2A) AIA</a>) This may, however, be overturned if a contextual or purposive reading indicates a contrary intention. (<a href="#">15AA AIA</a>)</li> <li>• A person is the 'de facto' partner of another person if they are in a prescribed relationship registered by a State or Territory (<a href="#">s 2 D,E AIA</a>) or they are not married or related, but have a relationship (taking into account various factors) as a couple living together on a genuine domestic basis. (<a href="#">s 2 D, F (1), (2) AIA</a>)</li> </ul> <p>** (Court takes into account duration, nature</p>