



Holidays Act 1983

Reprinted as in force on 26 October 2009

Reprint No. 1A

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 26 October 2009. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

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.

This page is specific to this reprint. See previous reprint for information about earlier changes made under the Reprints Act 1992. A table of reprints is included in the endnotes.

Also see endnotes for information about—

- **when provisions commenced**
- **editorial changes made in earlier reprint.**

Spelling

The spelling of certain words or phrases may be inconsistent in this reprint or with other reprints because of changes made in various editions of the Macquarie Dictionary (for example, in the dictionary, ‘lodgement’ has replaced ‘lodgment’). Variations of spelling will be updated in the next authorised reprint.

Dates shown on reprints

Reprints dated at last amendment All reprints produced on or after 1 July 2002, authorised (that is, hard copy) and unauthorised (that is, electronic), are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If an authorised reprint is dated earlier than an unauthorised 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 an authorised reprint is the same as the date shown for an unauthorised version previously published, it merely means that the unauthorised version was published before the authorised version. Also, any revised edition of the previously published unauthorised version will have the same date as that version.

Replacement reprint date If the date of an authorised reprint is the same as the date shown on another authorised reprint it means that one is the replacement of the other.



Queensland

Holidays Act 1983

Contents

	Page
1 Short title	3
2 Public holidays	3
3 Minister may change public holidays	3
4 Special holidays	3
5 Bank holidays	4
6 Regulation making power	5
7 Reference to Holidays Act 1912	5
8 Transitional provision for Electrical Safety and Other Legislation Amendment Act 2009	5
Schedule	6
Endnotes	
1 Index to endnotes	7
2 Date to which amendments incorporated	7
3 Key	8
4 Table of reprints	8
5 Tables in earlier reprints	8
6 List of legislation	9
7 List of annotations	9
8 Table of renumbered provisions	10

Holidays Act 1983

[as amended by all amendments that commenced on or before 26 October 2009]

An Act to make provision for holidays and for related purposes

1 Short title

This Act may be cited as the *Holidays Act 1983*.

2 Public holidays

- (1) Subject to section 3 a public holiday shall be observed in respect of each of the days set out in the schedule or any day substituted for a day set out in the schedule pursuant to subsection (2) or (3).
- (2) When any of the days set out in the schedule, part 2 falls on a Sunday or the day set out in part 3 falls on a day other than a Monday or the day set out in part 4 falls on either a Saturday or a Sunday, the following Monday shall be substituted as the public holiday.
- (3) When 26 December falls on a Monday the next day shall be substituted as the public holiday.

3 Minister may change public holidays

The Minister may, by Gazette notice, substitute another day for a public holiday under section 2.

4 Special holidays

- (1) Subject to subsections (2) and (3) the Minister may by notification published in the Gazette appoint a day or the forenoon or afternoon of a day to be a holiday either

throughout the State or within such district as may be specified.

- (2) A holiday shall not be appointed pursuant to this section in respect of a district unless the Minister has, by a date specified by the Minister, received a notice from the local government for the area in which the district is situated signed by the chief executive officer of that local government requesting that the holiday be appointed.
- (3) The holiday appointed may be the date requested or another date as the Minister thinks fit.
- (4) A holiday appointed pursuant to subsection (1) shall be a bank holiday in the district specified in the notification except where the holiday is in respect of an annual agricultural, horticultural or industrial show when it shall also be a public holiday.
- (5) Subsections (2) and (3) do not apply to—
 - (a) a holiday in the City of Brisbane for the annual agricultural show conducted by the Queensland Royal National Agricultural and Industrial Association; or
 - (b) a holiday for the Coen Amateur Turf Club's Annual Race Meeting in respect of the district where Comalco Limited requests that holiday; or
 - (c) a holiday for a district prescribed by regulation.
- (6) A regulation may appoint a day, or the morning or afternoon of a day, to be a holiday in a district prescribed under subsection (5)(c).

5 Bank holidays

- (1) Subject to subsections (2) and (3) the following days shall be bank holidays—
 - (a) each day or half-day that is a holiday pursuant to this Act;
 - (b) Saturdays.

-
- (2) Where pursuant to section 3 another day is substituted as a holiday in respect of New Year's Day, Anzac Day or Christmas Day both that day and New Year's Day, Anzac Day or Christmas Day as the case may be shall be bank holidays.
 - (3) A regulation may declare that, from a specified day, Saturday ceases to be a bank holiday.

6 Regulation making power

The Governor in Council may make regulations under this Act.

7 Reference to Holidays Act 1912

A reference in an Act or document to the *Holidays Act 1912* is a reference to this Act.

8 Transitional provision for Electrical Safety and Other Legislation Amendment Act 2009

- (1) This section applies if, before the commencement, a notification was published in the industrial gazette as permitted by section 4(1) as in force before the commencement.
- (2) The notification continues to have been published for section 4 after the commencement despite the amendment of that section by the *Electrical Safety and Other Legislation Amendment Act 2009*.
- (3) In this section—

commencement means the commencement of this section.

industrial gazette means the Queensland Government Industrial Gazette.

Schedule

Part 1

Good Friday

The day after Good Friday (Easter Saturday)

Easter Monday

The Second Monday in June (Birthday of the Sovereign)

Part 2

1 January (New Year's Day)

25 April (Anzac Day)

25 December (Christmas Day)

26 December (Boxing Day)

Part 3

1 May (Labour Day)

Part 4

26 January (Australia Day)

Endnotes

1 Index to endnotes

	Page
2 Date to which amendments incorporated	7
3 Key	8
4 Table of reprints	8
5 Tables in earlier reprints	8
6 List of legislation	9
7 List of annotations	9
8 Table of renumbered provisions	10

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 26 October 2009. Future amendments of the Holidays Act 1983 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

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
num	= numbered	s	= section
o in c	= order in council	sch	= schedule
om	= omitted	sdiv	= subdivision
orig	= original	SIA	= Statutory Instruments Act 1992
p	= page	SIR	= Statutory Instruments Regulation 2002
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered
prev	= previous		

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 rv	1995 Act No. 4	3 March 1995	24 April 1995

Reprint No.	Amendments included	Effective	Notes
1A	2009 Act No. 38	26 October 2009	

5 Tables in earlier reprints

Name of table	Reprint No.
Changed names and titles	1
Obsolete and redundant provisions	1
Renumbered provisions	1

6 List of legislation

Holidays Act 1983 No. 18

date of assent 19 April 1983
 commenced on date of assent
 amending legislation—

Holidays Act Amendment Act 1985 No. 87

date of assent 9 December 1985
 commenced on date of assent

Holidays Act Amendment Act 1988 No. 63

date of assent 6 October 1988
 commenced on date of assent

Holidays Act Amendment Act 1989 No. 8

date of assent 30 March 1989
 commenced on date of assent

Trading (Allowable Hours) Act 1990 No. 34 ss 1.4(1), 1.5(2)

date of assent 15 June 1990
 commenced 23 June 1990 (proc pubd Ind Gaz 23 June 1990 p 324)

Anzac Day Act 1995 No. 4 s 33 sch

date of assent 3 March 1995
 commenced on date of assent

Electrical Safety and Other Legislation Amendment Act 2009 No. 38 ss 1, 2(2), pt 8

date of assent 22 September 2009
 ss 1–2 commenced on date of assent
 remaining provisions commenced 26 October 2009 (2009 SL No. 233)

7 List of annotations

This reprint has been renumbered—see table of renumbered provisions in endnote 8.

Title amd R1 (see RA s 7(1)(k))

Public holidays

s 2 prev s 2 om R1 (see RA s 40)
 pres s 2 amd 1989 No. 8 s 2

Minister may change public holidays

s 3 prev s 3 om 1995 No. 4 s 33 sch
 pres s 3 sub 1995 No. 4 s 33 sch

Special holidays

s 4 amd 1985 No. 87 s 2; 1995 No. 4 s 33 sch; 2009 No. 38 s 30

Bank holidays

s 5 amd 1988 No. 63 s 2; 1990 No. 34 s 1.4(1); 1995 No. 4 s 33 sch

Regulation making power

s 6 sub 1995 No. 4 s 33 sch

Reference to Holidays Act 1912

s 7 prev s 7 om 1995 No. 4 s 33 sch
pres s 7 ins 1995 No. 4 s 33 sch

Transitional provision for Electrical Safety and Other Legislation Amendment Act 2009

s 8 orig s 8 om 1995 No. 4 s 33 sch
prev s 8 ins 1995 No. 4 s 33 sch
om R1 (see RA s 37)
pres s 8 ins 2009 No. 38 s 31

Banks may close on certain afternoons

s 9 prev s 9 om 1985 No. 87 s 3

SCHEDULE

amd 1989 No. 8 s 3

8 Table of renumbered provisions

under the Reprints Act 1992 s 43 as required by the Holidays Act 1983 s 8 [Reprint No. 1]

Previous	Renumbered as
4.....	2
5.....	3
6.....	4
6(2), 2nd sentence.....	4(3)
6(3).....	4(4)
6(4).....	4(5)
6(5).....	4(6)
10.....	5
11.....	6
12.....	7
13.....	8