

265B. Meaning of *associate*

- (1) A person is an associate of another person if that person is—
 - (a) a spouse or cohabitant of that other person;
 - (b) a relative of that other person, or of that spouse or cohabitant; or
 - (c) a spouse or cohabitant of that relative.
- (2) A person is an associate of another person if that person is in partnership with—
 - (a) that other person; or
 - (b) a spouse, cohabitant or relative of that other person.
- (3) A person in the capacity as trustee of a trust is an associate of another person if—
 - (a) the beneficiaries of the trust include that other person or an associate of that other person; or
 - (b) the terms of the trust confer a power that may be exercised for the benefit of that other person or an associate of that other person.
- (4) In this section—
 - (a) a reference to a spouse includes a former spouse and a reputed spouse; and
 - (b) a reference to a cohabitant includes a former cohabitant.
- (5) For the purposes of this section—
 - (a) a person is a cohabitant of another person if that person and that other person (whether they are of the same sex or opposite sex) live together as a couple in an intimate relationship; and
 - (b) a person is a relative of another person if that person is a brother, sister, uncle, aunt, nephew, niece, lineal ancestor or lineal descendant of that other person.
- (6) For the purposes of subsection (5)(b)—
 - (a) a relationship of the half blood is treated as a relationship of the whole blood;
 - (b) a stepchild or adopted child of a person is treated as that person's child; and
 - (c) a child born out of wedlock is treated as the legitimate child of that child's mother and reputed father.

(Added 14 of 2016 s. 88)