



New South Wales

Appropriation Act 2012 No 44

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New South Wales

Appropriation Act 2012 No 44

Act No 44, 2012

An Act to appropriate out of the Consolidated Fund sums for the recurrent services and capital works and services of the Government for the year 2012–13. [Assented to 25 June 2012]

See also the *Appropriation (Parliament) Act 2012* and the *State Revenue and Other Legislation Amendment (Budget Measures) Act 2012*.

Section 1 Appropriation Act 2012 No 44

Part 1 Preliminary

The Legislature of New South Wales enacts:

Part 1 Preliminary

1 Name of Act

This Act is the *Appropriation Act 2012*.

2 Commencement

This Act commences on the date of assent to this Act.

3 Interpretation

In this Act, a reference to the year 2012–13 is a reference to the year from 1 July 2012 to 30 June 2013.

4 Expenses and capital expenditure information

- (1) A note included in this Act that is described as “expenses” sets out the expenses for the recurrent services of the body for which an appropriation is made by this Act, disaggregated across the relevant service groups.
- (2) A note included in this Act that is described as “capital expenditure” sets out the expenditure on capital works and services of the body for which an appropriation is made by this Act, disaggregated across the relevant service groups.
- (3) A note referred to in subsection (1) or (2) is included for information only and does not form part of this Act.

Part 2 Appropriation (Departments)

Division 1 General appropriation

5 General appropriation from Consolidated Fund 2012–13 for recurrent services (Departments)

- (1) Out of the Consolidated Fund there are hereby appropriated the sums identified in sections 7–18, as sums appropriated by this Act for recurrent services, which sums may be issued and applied for or towards the several uses and purposes expressed in those sections for recurrent services for the year 2012–13.
- (2) The total sum appropriated out of the Consolidated Fund for recurrent services for the year 2012–13 in accordance with the provisions of sections 7–18 is the sum of \$49,504,311,000.
- (3) Any amounts expended for recurrent services under section 25 of the *Public Finance and Audit Act 1983* or any Supply Act on or after 1 July 2012 and before the date of assent to this Act are taken to have been expended out of such of the sums for recurrent services set out in sections 7–18, as may be determined by the Treasurer. This subsection applies only if this Act is assented to after 1 July 2012.

6 General appropriation from Consolidated Fund 2012–13 for capital works and services (Departments)

- (1) Out of the Consolidated Fund there are hereby appropriated the sums identified in sections 7–18, as sums appropriated by this Act for capital works and services, which sums may be issued and applied for or towards the several uses and purposes expressed in those sections for capital works and services for the year 2012–13.
- (2) The total sum appropriated out of the Consolidated Fund for capital works and services for the year 2012–13 in accordance with the provisions of sections 7–18 is the sum of \$2,534,310,000.
- (3) Any amounts expended for capital works and services under section 25 of the *Public Finance and Audit Act 1983* or any Supply Act on or after 1 July 2012 and before the date of assent to this Act are taken to have been expended out of such of the sums for capital works and services set out in sections 7–18, as may be determined by the Treasurer. This subsection applies only if this Act is assented to after 1 July 2012.

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Part 2 Appropriation (Departments)

Division 2 Attorney General and Justice

7 Department of Attorney General and Justice

(1) Recurrent appropriation

The sum of \$4,965,658,000 is appropriated to the Attorney General and Minister for Justice for the recurrent services of the Department of Attorney General and Justice.

Note (expenses): This recurrent appropriation will fund expenses of \$5,558,626,000, disaggregated as follows:

	\$,000
01 Legal, Policy and Regulatory Services	54,997
02 Court Services	448,728
03 Court Support Services	89,549
04 Crime Prevention and Community Services	114,362
05 Registry of Births, Deaths and Marriages	24,242
06 Crown Solicitor's Office	69,252
07 Business and Personnel Services	63,251
08 Custody Management	743,163
09 Supervision of Offenders in the Community	153,169
10 Offenders Program	159,576
11 Community Based Services	67,698
12 Juvenile Custodial Services	134,710
13 Cluster Grant Funding	3,435,929
Total	<u>5,558,626</u>

(2) Capital appropriation

The sum of \$194,694,000 is appropriated to the Attorney General and Minister for Justice for the capital works and services of the Department of Attorney General and Justice.

Note (capital expenditure): This capital appropriation will fund capital expenditure of \$197,911,000, disaggregated as follows:

	\$,000
01 Legal, Policy and Regulatory Services	253
02 Court Services	95,025

	\$,000
03 Court Support Services	611
04 Crime Prevention and Community Services	903
05 Registry of Births, Deaths and Marriages	550
06 Crown Solicitor's Office	665
07 Custody Management	56,281
08 Supervision of Offenders in the Community	7,073
09 Offenders Program	6,567
10 Community Based Services	2,495
11 Juvenile Custodial Services	27,488
Total	<u>197,911</u>

Division 3 Education and Communities

8 Department of Education and Communities

(1) Recurrent appropriation

The sum of \$12,079,394,000 is appropriated to the Minister for Education for the recurrent services of the Department of Education and Communities.

Note (expenses): This recurrent appropriation will fund expenses of \$14,229,454,000, disaggregated as follows:

	\$,000
01 Early Childhood Education Services	377,061
02 Primary Education Services in Government Schools	5,357,011
03 Secondary Education Services in Government Schools	4,851,746
04 Non-Government Schools	959,953
05 TAFE NSW	1,809,473
06 Vocational Education and Training	371,192
07 Sport and Recreation Services	225,270
08 Support Aboriginal Culture and Community Resilience	20,555
09 Citizenship and Communities	80,669

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Part 2 Appropriation (Departments)

	\$,000
10 Personnel Services	27,905
11 Cluster Grant Funding	148,619
Total	<u>14,229,454</u>

(2) **Capital appropriation**

The sum of \$514,944,000 is appropriated to the Minister for Education for the capital works and services of the Department of Education and Communities.

Note (capital expenditure): This capital appropriation will fund capital expenditure of \$543,259,000, disaggregated as follows:

	\$,000
01 Early Childhood Education Services	500
02 Primary Education Services in Government Schools	269,042
03 Secondary Education Services in Government Schools	177,659
04 TAFE NSW	85,490
05 Vocational Education and Training	5
06 Sport and Recreation Services	9,280
07 Support Aboriginal Culture and Community Resilience	84
08 Citizenship and Communities	1,199
Total	<u>543,259</u>

Division 4 Family and Community Services

9 Department of Family and Community Services

(1) **Recurrent appropriation**

The sum of \$4,621,839,000 is appropriated to the Minister for Family and Community Services and Minister for Women for the recurrent services of the Department of Family and Community Services.

Note (expenses): This recurrent appropriation will fund expenses of \$4,900,100,000, disaggregated as follows:

	\$,000
01 Community Support for People with a Disability, their Family and Carers	743,327

	\$,000
02 Short-term Interventions for People with a Disability, their Family and Carers	399,103
03 Supported Accommodation for People with a Disability	1,390,613
04 Community Development and Support	141,231
05 Child, Youth and Family Prevention and Early Intervention Services	131,177
06 Statutory Child Protection	411,579
07 Out-of-Home Care	723,009
08 Housing Policy and Assistance	888,665
09 Shared Services—Businesslink	71,396
Total	<u>4,900,100</u>

(2) Capital appropriation

The sum of \$193,345,000 is appropriated to the Minister for Family and Community Services and Minister for Women for the capital works and services of the Department of Family and Community Services.

Note (capital expenditure): This capital appropriation will fund capital expenditure of \$195,445,000, disaggregated as follows:

	\$,000
01 Community Support for People with a Disability, their Family and Carers	3,667
02 Short-term Interventions for People with a Disability, their Family and Carers	6,340
03 Supported Accommodation for People with a Disability	138,446
04 Community Development and Support	3,845
05 Child, Youth and Family Prevention and Early Intervention Services	3,671
06 Statutory Child Protection	11,762
07 Out-of-Home Care	20,714
08 Housing Policy and Assistance	7,000
Total	<u>195,445</u>

Division 5 Finance and Services

10 Department of Finance and Services

(1) Recurrent appropriation

The sum of \$371,006,000 is appropriated to the Minister for Finance and Services and Minister for the Illawarra for the recurrent services of the Department of Finance and Services.

Note (expenses): This recurrent appropriation will fund expenses of \$1,453,728,000, disaggregated as follows:

	\$,000
01 Finance, Policy and Strategy	256,763
02 Government Services	348,139
03 State Revenue	180,561
04 Fair Trading	157,069
05 Public Works	185,781
06 Land and Property Information	176,783
07 Personnel Services	148,632
Total	<u>1,453,728</u>

(2) Capital appropriation

The sum of \$19,929,000 is appropriated to the Minister for Finance and Services and Minister for the Illawarra for the capital works and services of the Department of Finance and Services.

Note (capital expenditure): This capital appropriation will fund capital expenditure of \$334,750,000, disaggregated as follows:

	\$,000
01 Finance, Policy and Strategy	3,728
02 Government Services	285,182
03 State Revenue	15,310
04 Fair Trading	6,433
05 Public Works	5,131
06 Land and Property Information	18,966
Total	<u>334,750</u>

Division 6 Health
11 Ministry of Health**(1) Recurrent appropriation**

The sum of \$8,947,556,000 is appropriated to the Minister for Health and Minister for Medical Research for the recurrent services of the Ministry of Health.

Note (expenses): This recurrent appropriation and the appropriation under section 20 will fund expenses of \$17,277,671,000, disaggregated as follows:

	\$,000
01 Population Health Services	405,028
02 Primary and Community Based Services	1,227,573
03 Aboriginal Health Services	100,225
04 Outpatient Services	1,717,296
05 Emergency Services	1,836,157
06 Inpatient Hospital Services	8,239,073
07 Mental Health Services	1,412,212
08 Rehabilitation and Extended Care Service	1,323,953
09 Teaching and Research	839,372
10 Cluster Grant Funding	176,782
Total	<u>17,277,671</u>

(2) Capital appropriation

The sum of \$807,506,000 is appropriated to the Minister for Health and Minister for Medical Research for the capital works and services of the Ministry of Health.

Note (capital expenditure): This capital appropriation will fund capital expenditure of \$1,004,458,000, disaggregated as follows:

	\$,000
01 Primary and Community Based Services	63,576
02 Outpatient Services	186,302
03 Emergency Services	210,295
04 Inpatient Hospital Services	457,031

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Part 2 Appropriation (Departments)

	\$,000
05 Mental Health Services	48,349
06 Rehabilitation and Extended Care Service	31,347
07 Teaching and Research	7,558
Total	<u>1,004,458</u>

Division 7 Premier and Cabinet

12 Department of Premier and Cabinet

(1) Recurrent appropriation

The sum of \$943,515,000 is appropriated to the Premier and Minister for Western Sydney for the recurrent services of the Department of Premier and Cabinet.

Note (expenses): This recurrent appropriation will fund expenses of \$1,669,588,000, disaggregated as follows:

	\$,000
01 NSW 2021 Plan Leadership and Support	6,988
02 Delivery and Implementation Group	20,914
03 Services and Capabilities Improvement	5,731
04 Policy Support	38,223
05 Administrative Support for Government	119,825
06 Communications and Advertising	5,634
07 Capacity Building, Oversight and Provision of Advice for Local Government	25,582
08 Pensioner Rebate Scheme	76,000
09 Companion Animals Program	6,361
10 Environment and Heritage, Policy and Programs	590,201
11 Country, Culture and Heritage	13,964
12 Parks and Wildlife	418,608

	\$,000
13 Scientific Services	55,043
14 Personnel Services	57,592
15 Cluster Grant Funding	228,922
Total	<u>1,669,588</u>

(2) Capital appropriation

The sum of \$39,385,000 is appropriated to the Premier and Minister for Western Sydney for the capital works and services of the Department of Premier and Cabinet.

Note (capital expenditure): This capital appropriation will fund capital expenditure of \$50,161,000, disaggregated as follows:

	\$,000
01 Policy Support	2,116
02 Administrative Support for Government	2,557
03 Capacity Building, Oversight and Provision of Advice for Local Government	145
04 Environment and Heritage, Policy and Programs	3,104
05 Country, Culture and Heritage	327
06 Parks and Wildlife	39,023
07 Scientific Services	2,889
Total	<u>50,161</u>

Division 8 Planning and Infrastructure**13 Department of Planning and Infrastructure****(1) Recurrent appropriation**

The sum of \$104,588,000 is appropriated to the Minister for Planning and Infrastructure and Minister Assisting the Premier on Infrastructure

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Part 2 Appropriation (Departments)

NSW for the recurrent services of the Department of Planning and Infrastructure.

Note (expenses): This recurrent appropriation will fund expenses of \$206,206,000, disaggregated as follows:

	\$,000
01 Strategies and Land Release	56,613
02 Plan Making and Urban Renewal	63,956
03 Development Assessment	52,650
04 Personnel Services	32,987
Total	<u>206,206</u>

(2) **Capital appropriation**

The sum of \$6,849,000 is appropriated to the Minister for Planning and Infrastructure and Minister Assisting the Premier on Infrastructure NSW for the capital works and services of the Department of Planning and Infrastructure.

Note (capital expenditure): This capital appropriation will fund capital expenditure of \$7,497,000, disaggregated as follows:

	\$,000
01 Strategies and Land Release	1,268
02 Plan Making and Urban Renewal	4,363
03 Development Assessment	1,866
Total	<u>7,497</u>

Division 9 Trade and Investment, Regional Infrastructure and Services

14 Department of Trade and Investment, Regional Infrastructure and Services

(1) **Recurrent appropriation**

The sum of \$1,684,050,000 is appropriated to the Deputy Premier, Minister for Trade and Investment and Minister for Regional

Infrastructure and Services for the recurrent services of the Department of Trade and Investment, Regional Infrastructure and Services.

Note (expenses): This recurrent appropriation will fund expenses of \$2,530,956,000, disaggregated as follows:

	\$,000
01 Industry Innovation and Investment	346,156
02 Resources and Energy	344,158
03 Primary Industries	978,947
04 Personnel Services	283,080
05 Cluster Grant Funding	578,615
Total	2,530,956

(2) **Capital appropriation**

The sum of \$50,745,000 is appropriated to the Deputy Premier, Minister for Trade and Investment and Minister for Regional Infrastructure and Services for the capital works and services of the Department of Trade and Investment, Regional Infrastructure and Services.

Note (capital expenditure): This capital appropriation will fund capital expenditure of \$59,794,000, disaggregated as follows:

	\$,000
01 Industry Innovation and Investment	12,097
02 Resources and Energy	3,234
03 Primary Industries	44,463
Total	59,794

Division 10 Transport

15 Transport for NSW

(1) Recurrent appropriation

The sum of \$9,598,503,000 is appropriated to the Minister for Transport for the recurrent services of Transport for NSW.

Note (expenses): This recurrent appropriation will fund expenses of \$9,807,926,000, disaggregated as follows:

	\$,000
01 Transport Infrastructure and Development	4,039,587
02 Integrated Transport Service Delivery	3,719,236
03 Integrated Transport Planning and Management	2,031,416
04 Cluster Grant Funding	17,687
Total	<u>9,807,926</u>

(2) Capital appropriation

The sum of \$280,674,000 is appropriated to the Minister for Transport for the capital works and services of Transport for NSW.

Note (capital expenditure): This capital appropriation will fund capital expenditure of \$407,859,000, disaggregated as follows:

	\$,000
01 Transport Infrastructure and Development	384,101
02 Integrated Transport Service Delivery	15,486
03 Integrated Transport Planning and Management	8,272
Total	<u>407,859</u>

(3) A reference in this section to Transport for NSW includes a reference to the Department of Transport.

Division 11 Treasury

16 The Treasury

(1) Recurrent appropriation

The sum of \$61,219,000 is appropriated to the Treasurer for the recurrent services of The Treasury.

Note (expenses): This recurrent appropriation will fund expenses of \$77,317,000, as follows:

		\$,000
01	State Resource Management	77,317

(2) Capital appropriation

The sum of \$385,000 is appropriated to the Treasurer for the capital works and services of The Treasury.

Note (capital expenditure): This capital appropriation will fund capital expenditure of \$385,000, as follows:

		\$,000
01	State Resource Management	385

17 Crown Finance Entity

(1) Recurrent appropriation

The sum of \$5,976,983,000 is appropriated to the Treasurer for the recurrent services of the Crown Finance Entity.

Note (expenses): This recurrent appropriation will fund expenses of \$4,526,237,000, disaggregated as follows:

		\$,000
01	Debt Liability Management	1,581,023
02	Superannuation Liability Management	706,403

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Part 2 Appropriation (Departments)

		\$,000
03	Central Financial Services	2,238,811
	Total	<u>4,526,237</u>

(2) **Capital appropriation**

The sum of \$290,854,000 is appropriated to the Treasurer for the capital works and services of the Crown Finance Entity.

Note (capital expenditure): This capital appropriation will fund capital expenditure of \$500,000, as follows:

		\$,000
01	Central Financial Services	500

18 Advance to the Treasurer

(1) **Recurrent appropriation**

The sum of \$150,000,000 is appropriated to the Treasurer for the recurrent services of the Advance to the Treasurer.

(2) **Capital appropriation**

The sum of \$135,000,000 is appropriated to the Treasurer for the capital works and services of the Advance to the Treasurer.

Part 3 Additional appropriation for health related services

19 Additional appropriation from Consolidated Fund 2012–13 for recurrent services

- (1) Out of the Consolidated Fund there is appropriated the sum identified in section 20, to the Minister specified in relation to that sum, for recurrent services, which sum may be issued and applied for or towards the uses and purposes expressed in that section for the recurrent services of the Government for the year 2012–13.
- (2) The sum appropriated by this Part is in addition to any other sum appropriated by this Act for recurrent services.
- (3) Any amounts expended for recurrent services under section 25 of the *Public Finance and Audit Act 1983* or any Supply Act on or after 1 July 2012 and before the date of assent to this Act are taken to have been expended out of such of the sum for recurrent services set out in section 20 as may be determined by the Treasurer. This subsection applies only if this Act is assented to after 1 July 2012.

20 Special appropriation to Minister for Health and Minister for Medical Research—additional revenue from gaming machine taxes

The sum of \$245,000,000 is appropriated to the Minister for Health and Minister for Medical Research for the recurrent services of the Ministry of Health.

Part 4 Appropriation (Special Offices)

Division 1 General appropriation

21 Appropriation from Consolidated Fund 2012–13 for recurrent services (Special Offices)

- (1) Out of the Consolidated Fund there are hereby appropriated the sums identified in sections 23–30, as sums appropriated by this Act for recurrent services, which sums may be issued and applied for or towards the several uses and purposes expressed in those sections for recurrent services for the year 2012–13.
- (2) The total sum appropriated out of the Consolidated Fund for recurrent services for the year 2012–13 in accordance with the provisions of sections 23–30 is the sum of \$274,498,000.
- (3) Any amounts expended for recurrent services under section 25 of the *Public Finance and Audit Act 1983* or any Supply Act on or after 1 July 2012 and before the date of assent to this Act are taken to have been expended out of such of the sums for recurrent services set out in sections 23–30, as may be determined by the Treasurer. This subsection applies only if this Act is assented to after 1 July 2012.

22 Appropriation from Consolidated Fund 2012–13 for capital works and services (Special Offices)

- (1) Out of the Consolidated Fund there are hereby appropriated the sums identified in sections 23–30, as sums appropriated by this Act for capital works and services, which sums may be issued and applied for or towards the several uses and purposes expressed in those sections for capital works and services for the year 2012–13.
- (2) The total sum appropriated out of the Consolidated Fund for capital works and services for the year 2012–13 in accordance with the provisions of sections 23–30 is the sum of \$12,124,000.
- (3) Any amounts expended for capital works and services under section 25 of the *Public Finance and Audit Act 1983* or any Supply Act on or after 1 July 2012 and before the date of assent to this Act are taken to have been expended out of such of the sums for capital works and services set out in sections 23–30, as may be determined by the Treasurer. This subsection applies only if this Act is assented to after 1 July 2012.

Division 2 Special Offices

23 Judicial Commission of New South Wales

(1) Recurrent appropriation

The sum of \$4,746,000 is appropriated to the Attorney General and Minister for Justice for the recurrent services of the Judicial Commission of New South Wales.

Note (expenses): This recurrent appropriation will fund expenses of \$5,541,000, as follows:

	\$,000
01 Education, Sentencing and Complaints	5,541

(2) Capital appropriation

The sum of \$150,000 is appropriated to the Attorney General and Minister for Justice for the capital works and services of the Judicial Commission of New South Wales.

Note (capital expenditure): This capital appropriation will fund capital expenditure of \$150,000, as follows:

	\$,000
01 Education, Sentencing and Complaints	150

24 Office of the Director of Public Prosecutions

(1) Recurrent appropriation

The sum of \$99,343,000 is appropriated to the Attorney General and Minister for Justice for the recurrent services of the Office of the Director of Public Prosecutions.

Note (expenses): This recurrent appropriation will fund expenses of \$109,311,000, disaggregated as follows:

	\$,000
01 Prosecutions	101,345

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Part 4 Appropriation (Special Offices)

	\$,000
02 Victim and Witness Assistance	7,966
Total	<u>109,311</u>

(2) **Capital appropriation**

The sum of \$1,368,000 is appropriated to the Attorney General and Minister for Justice for the capital works and services of the Office of the Director of Public Prosecutions.

Note (capital expenditure): This capital appropriation will fund capital expenditure of \$1,368,000, disaggregated as follows:

	\$,000
01 Prosecutions	1,293
02 Victim and Witness Assistance	75
Total	<u>1,368</u>

25 Independent Commission Against Corruption

(1) **Recurrent appropriation**

The sum of \$20,721,000 is appropriated to the Premier and Minister for Western Sydney for the recurrent services of the Independent Commission Against Corruption.

Note (expenses): This recurrent appropriation will fund expenses of \$22,981,000, as follows:

	\$,000
01 Corruption Investigation, Prevention, Research and Education	22,981

(2) Capital appropriation

The sum of \$2,402,000 is appropriated to the Premier and Minister for Western Sydney for the capital works and services of the Independent Commission Against Corruption.

Note (capital expenditure): This capital appropriation will fund capital expenditure of \$2,402,000, as follows:

	\$,000
01 Corruption Investigation, Prevention, Research and Education	2,402

26 Independent Pricing and Regulatory Tribunal**(1) Recurrent appropriation**

The sum of \$23,899,000 is appropriated to the Premier and Minister for Western Sydney for the recurrent services of the Independent Pricing and Regulatory Tribunal.

Note (expenses): This recurrent appropriation will fund expenses of \$26,019,000, as follows:

	\$,000
01 Utilities Pricing, Regulation and Analysis and Policy Work	26,019

(2) Capital appropriation

The sum of \$180,000 is appropriated to the Premier and Minister for Western Sydney for the capital works and services of the Independent Pricing and Regulatory Tribunal.

Note (capital expenditure): This capital appropriation will fund capital expenditure of \$180,000, as follows:

	\$,000
01 Utilities Pricing, Regulation and Analysis and Policy Work	180

27 New South Wales Electoral Commission

(1) Recurrent appropriation

The sum of \$53,815,000 is appropriated to the Premier and Minister for Western Sydney for the recurrent services of the New South Wales Electoral Commission.

Note (expenses): This recurrent appropriation will fund expenses of \$58,853,000, as follows:

		\$,000
01	Conduct and Management of Elections	58,853

(2) Capital appropriation

The sum of \$4,190,000 is appropriated to the Premier and Minister for Western Sydney for the capital works and services of the New South Wales Electoral Commission.

Note (capital expenditure): This capital appropriation will fund capital expenditure of \$4,190,000, as follows:

		\$,000
01	Conduct and Management of Elections	4,190

28 Ombudsman's Office

(1) Recurrent appropriation

The sum of \$24,044,000 is appropriated to the Premier and Minister for Western Sydney for the recurrent services of the Ombudsman's Office.

Note (expenses): This recurrent appropriation will fund expenses of \$26,270,000, as follows:

		\$,000
01	Complaint Resolution, Investigation, Oversight and Scrutiny	26,270

(2) Capital appropriation

The sum of \$294,000 is appropriated to the Premier and Minister for Western Sydney for the capital works and services of the Ombudsman's Office.

Note (capital expenditure): This capital appropriation will fund capital expenditure of \$294,000, as follows:

	\$,000
01 Complaint Resolution, Investigation, Oversight and Scrutiny	294

29 Police Integrity Commission**(1) Recurrent appropriation**

The sum of \$17,976,000 is appropriated to the Premier and Minister for Western Sydney for the recurrent services of the Police Integrity Commission.

Note (expenses): This recurrent appropriation will fund expenses of \$20,297,000, as follows:

	\$,000
01 Investigations, Research and Complaint Management	20,297

(2) Capital appropriation

The sum of \$1,790,000 is appropriated to the Premier and Minister for Western Sydney for the capital works and services of the Police Integrity Commission.

Note (capital expenditure): This capital appropriation will fund capital expenditure of \$1,790,000, as follows:

	\$,000
01 Investigations, Research and Complaint Management	1,790

30 Public Service Commission

(1) **Recurrent appropriation**

The sum of \$29,954,000 is appropriated to the Premier and Minister for Western Sydney for the recurrent services of the Public Service Commission.

Note (expenses): This recurrent appropriation will fund expenses of \$31,490,000, as follows:

		\$,000
01	Services and Capabilities Improvement	31,490

(2) **Capital appropriation**

The sum of \$1,750,000 is appropriated to the Premier and Minister for Western Sydney for the capital works and services of the Public Service Commission.

Note (capital expenditure): This capital appropriation will fund capital expenditure of \$1,750,000, as follows:

		\$,000
01	Services and Capabilities Improvement	1,750

Part 5 General

31 Variation of authorised payments from Consolidated Fund

- (1) In this section, *purpose* means any purpose for which a sum is appropriated under this Act for recurrent services or for capital works and services.
- (2) Payment of a sum appropriated under this Act for a purpose may not be made in excess of the sum specified for the purpose, except as provided by this section or Division 4 of Part 2 of the *Public Finance and Audit Act 1983*.
- (3) If the exigencies of government so require, the Treasurer may authorise the payment of a sum in excess of the sum (or total sum) specified for a purpose, but only if an equivalent sum is not paid out for another purpose, whether the other purpose is specified in relation to the same or a different Minister, subject to subsections (4)–(6).
- (4) A sum appropriated for recurrent services may only be paid out for recurrent services and a sum appropriated for capital works and services may only be paid out for capital works and services.
- (5) The sum appropriated under Part 3 may only be paid out for the purposes specified in Part 3.
- (6) The total sum appropriated under Part 4 may only be paid out for the purposes specified in Part 4.
- (7) This section does not apply to sums appropriated by another Act.
- (8) This section does not enable the Treasurer to authorise the payment of a sum in augmentation of, or as an addition to, any salary or wages the amount of which has been fixed by law.
- (9) The Treasurer is to inform the Auditor-General of every authorisation given under this section.
- (10) An authorisation under this section may be given before or after the relevant payment is made.

32 Appointment of person to carry out the functions of the Treasurer under section 31

- (1) The Treasurer may appoint a person to carry out the Treasurer's functions under section 31.
- (2) Any such appointment is subject to such conditions (if any) as the Treasurer determines.
- (3) The Treasurer may revoke any such appointment at any time.

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- (4) A person appointed under this section has, in place of the Treasurer, the Treasurer's function under section 31 (9) of informing the Auditor-General of every authorisation given by the person under section 31.

33 Delayed restructures

- (1) Without limiting section 31, if the responsibility for a service or function for which an appropriation is made in this Act is transferred on or after the date of assent to this Act because of the determination made before that date by the Premier to create new ministries, or to change or abolish existing ministries, and consequently to create, restructure or abolish any authority, the appropriation does not lapse and may be issued and applied, in accordance with such determination as may be made by the Treasurer, for or towards the service or function the responsibility for which is transferred.
- (2) Section 24 of the *Public Finance and Audit Act 1983* does not apply to or in respect of an appropriation, service or function to which this section applies.

34 Tabling of Budget Papers

- (1) If the Legislative Assembly is not sitting at the time when a Budget Paper for the year 2012–13 is sought to be tabled in the Legislative Assembly, a Minister may, for the purpose of complying with section 27AB of the *Public Finance and Audit Act 1983*, present the Budget Paper to the Clerk of the Legislative Assembly to be dealt with in accordance with section 63C of that Act.
- (2) Section 63C of the *Public Finance and Audit Act 1983* applies in relation to a Budget Paper that is presented to the Clerk of the Legislative Assembly under this section in the same way as it applies to a report presented to the Clerk of the Legislative Assembly under a provision of that Act.

[Second reading speech made in—

Legislative Assembly on 12 June 2012

Legislative Council on 19 June 2012]