



New South Wales

Government Sector Finance Amendment (Deemed Appropriations) Regulation 2023

under the

Government Sector Finance Act 2018

Her Excellency the Governor, with the advice of the Executive Council, has made the following regulation under the *Government Sector Finance Act 2018*.

DANIEL MOOKHEY, MLC
Treasurer

Explanatory note

The object of this regulation is to amend the *Government Sector Finance Regulation 2018* to—

- (a) prescribe when deemed appropriation money is taken to have been given to a GSF agency, and
- (b) exclude income received by Crown land managers from the Crown Reserves Improvement Fund when determining the income for the agency, and
- (c) prescribe that certain common trusts are not reporting GSF agencies for the purposes of the *Government Sector Finance Act 2018*, section 7.3(2), and
- (d) make amendments consequential on the *Treasury and Energy Amendment Act 2022*.

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1 Name of regulation

This regulation is the *Government Sector Finance Amendment (Deemed Appropriations) Regulation 2023*.

2 Commencement

This regulation commences on the day on which it is published on the NSW legislation website.

Schedule 1 Amendment of Government Sector Finance Regulation 2018

[1] Clause 9C Definitions

Insert in alphabetical order—

common trust means a trust established under the *Commons Management Act 1989*, section 4(1).

[2] Clause 9E Crown land managers

Insert “, money paid out of the Crown Reserves Improvement Fund” after “Consolidated Fund” in clause 9E(c).

[3] Clause 9E(2)

Insert at the end of clause 9E—

(2) In this clause—

Crown Reserves Improvement Fund means the Crown Reserves Improvement Fund established under the *Crown Land Management Act 2016*, Division 12.5.

[4] Clause 9EA Common trusts

Insert after clause 9E—

9EA Common trusts

(1) A GSF agency meeting all of the following requirements is prescribed—

- (a) the agency is a common trust,
- (b) the requirements referred to in clause 9D(a), (b) and (d),
- (c) the income of the agency, derived from sources other than money paid out of the Consolidated Fund or money provided by other GSF agencies, is less than \$100,000.

[5] Clause 13, heading

Omit the heading. Insert instead—

13 Deemed appropriations—the Act, s 4.7

[6] Clause 13(5)

Omit the subclause. Insert instead—

(5) An appropriation under the Act, section 4.7 of government money is taken to have been given—

- (a) for money received or recovered before the commencement of the Act, section 4.7 in respect of which expenditure occurred before that commencement—on the day the money was received or recovered, and
- (b) for money received or recovered after the commencement of the Act, section 4.7—on the day the money was received or recovered, and
- (c) otherwise—on the day which the Act, section 4.7 commenced.

[7] Clause 13(6)

Omit the subclause.