



New South Wales

Appropriation Bill 2018

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

The following Bills are cognate with this Bill:

Appropriation (Parliament) Bill 2018

State Revenue Legislation Amendment Bill 2018

NSW Generations Funds Bill 2018

Snowy Hydro Legacy Fund Bill 2018

Overview of Bill

The object of this Bill is to appropriate from the Consolidated Fund various sums of money required during the 2018–19 financial year for the services of the Government, including:

- (a) Departments of the Public Service, and
- (b) various special offices.

The Bill appropriates a single sum for the services of each agency, including recurrent services, capital works and services and debt repayment.

The Consolidated Fund largely comprises receipts from, and payments out of, taxes, fines, some regulatory fees, Commonwealth grants and income from Crown assets.

The Bill for the 2018–19 financial year contains an additional appropriation which allocates revenue raised in connection with gaming machine taxes to the Minister for Health for spending on health related services.

The Bill for the 2018–19 financial year contains provision for transfer payments from the Commonwealth to non-Government schools and local government.

The Bill provides for appropriation for the whole of the 2018–19 financial year.

Outline of provisions

Part 1 Preliminary

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent to the proposed Act.

Clause 3 interprets references in the proposed Act to services for which the Act makes appropriations and to the financial year to which the Act relates.

Part 2 Appropriation (Departments)

Part 2 (**clauses 4–15**) provides for the appropriations for the services of the specified departments for the financial year of 2018–19. The total amount appropriated is \$80,113,030,000.

Part 3 Additional appropriation for health related services

Part 3 (**clause 16**) makes an additional appropriation of \$371,600,507 to the Minister for Health, with this being part of the revenue raised from gaming machine taxes.

Part 4 Appropriation (Special Offices)

Part 4 (**clauses 17–25**) provides for the appropriations for the services of the specified offices for the financial year of 2018–19. The total amount appropriated is \$442,642,000.

Part 5 Commonwealth transfer payments

Part 5 (**clause 26**) provides for transfer payments of \$4,059,400,000 from the Commonwealth to non-Government schools and local government.

Part 6 General

Part 6 (**clauses 27–31**) provides for general matters related to the appropriations set out in the proposed Act.

Clause 27 enables the Treasurer to authorise payment for a purpose, in excess of the sum appropriated for the purpose, in specified circumstances. **Clause 28** allows this function to be delegated by the Treasurer.

Clause 29 allows the Treasurer to apply an appropriation differently in the event that responsibility for a service is transferred.

Clause 30 makes it clear that budget information in the notes included in the proposed Appropriation Acts and in Budget Papers does not form part of those Acts and does not affect the application of any amount appropriated by those Acts.

Clause 31 deems certain payments that may be made from the Consolidated Fund on or after 1 July 2018 pending the enactment of the proposed Act, if they are so made, to be made out of the sums appropriated by the proposed Act once enacted.



New South Wales

Appropriation Bill 2018

Contents

	Page
Part 1 Preliminary	
1 Name of Act	2
2 Commencement	2
3 Interpretation	2
Part 2 Appropriation (Departments)	
Division 1 Education	
4 Department of Education	3
Division 2 Family and Community Services	
5 Department of Family and Community Services	3
Division 3 Finance, Services and Innovation	
6 Department of Finance, Services and Innovation	4
Division 4 Health	
7 Ministry of Health	4
Division 5 Industry	
8 Department of Industry	5

	Page
Division 6 Justice	
9 Department of Justice	5
Division 7 Planning and Environment	
10 Department of Planning and Environment	6
Division 8 Premier and Cabinet	
11 Department of Premier and Cabinet	6
Division 9 Transport	
12 Transport for NSW	7
Division 10 Treasury	
13 The Treasury	7
14 Crown Finance Entity	7
15 Advance to the Treasurer	8
Part 3 Additional appropriation for health related services	
16 Special appropriation to Minister for Health—additional revenue from gaming machine taxes	9
Part 4 Appropriation (Special Offices)	
17 Judicial Commission of New South Wales	10
18 Office of the Director of Public Prosecutions	10
19 Office of the Children’s Guardian	10
20 Independent Commission Against Corruption	10
21 Independent Pricing and Regulatory Tribunal	11
22 Law Enforcement Conduct Commission	11
23 New South Wales Electoral Commission	11
24 Ombudsman’s Office	11
25 Public Service Commission	12
Part 5 Commonwealth transfer payments	
26 Appropriation for Commonwealth transfer payments	13
Part 6 General	
27 Variation of authorised payments from Consolidated Fund	14
28 Appointment of person to carry out functions of Treasurer under section 27	14
29 Delayed restructures	14
30 Budget related information	15
31 Payments authorised on lapse of appropriation	15



New South Wales

Appropriation Bill 2018

No. , 2018

A Bill for

An Act to appropriate out of the Consolidated Fund sums for the services of the Government for the year 2018–19.

See also the *Appropriation (Parliament) Bill 2018*, the *State Revenue Legislation Amendment Bill 2018*, the *NSW Generations Funds Bill 2018* and the *Snowy Hydro Legacy Fund Bill 2018*.

The Legislature of New South Wales enacts:	1
Part 1 Preliminary	2
1 Name of Act	3
This Act is the <i>Appropriation Act 2018</i> .	4
2 Commencement	5
This Act commences on the date of assent to this Act.	6
3 Interpretation	7
In this Act:	8
(a) a reference to <i>services</i> for which this Act makes an appropriation includes a reference to the following:	9
(i) recurrent services,	10
(ii) capital works and services,	11
(iii) repayment of debt, and	12
(b) a reference to the year 2018–19 is a reference to the year from 1 July 2018 to 30 June 2019.	13
	14
	15

Part 2 Appropriation (Departments)

Note. The total amount appropriated out of the Consolidated Fund for services for the year 2018–19 in accordance with this Part is \$80,113,030,000.

Division 1 Education

4 Department of Education

This Act appropriates the sum of \$14,838,776,000 to the Minister for Education out of the Consolidated Fund for the services of the Department of Education for the year 2018–19.

Note: The appropriation will fund services, disaggregated across State outcomes as follows:

		Expenses \$,000	Capital expenditure \$,000
01	Educational foundations for success	15,048,248	1,611,924
02	Best start in life for young children	474,279	—
03	Empowering Aboriginal communities	38,255	—
04	Cluster grants	126,297	—

Division 2 Family and Community Services

5 Department of Family and Community Services

This Act appropriates the sum of \$6,147,395,000 to the Minister for Family and Community Services out of the Consolidated Fund for the services of the Department of Family and Community Services for the year 2018–19.

Note: The appropriation will fund services, disaggregated across State outcomes as follows:

		Expenses \$,000	Capital expenditure \$,000
01	People with disability live independently	2,991,666	36,499
02	Ongoing support for vulnerable people	1,986,592	14,971
03	Protecting vulnerable people from harm	1,231,231	16,332
04	Enabling families to live independently	296,554	783
05	Cluster grants	15,840	—

Division 3 Finance, Services and Innovation

1

6 Department of Finance, Services and Innovation

2

This Act appropriates the sum of \$1,116,500,000 to the Minister for Finance, Services and Property out of the Consolidated Fund for the services of the Department of Finance, Services and Innovation for the year 2018–19.

3

4

5

Note: The appropriation will fund services, disaggregated across State outcomes as follows:

6

	Expenses	Capital expenditure
	\$,000	\$,000
01 Fair and efficient administration of State revenues	367,643	45,457
02 Competitive, fair and secure markets	357,495	42,535
03 Digital leadership and innovation in government services	165,624	31,224
04 Efficient and effective utilisation of government property assets	163,440	13,981
05 Optimal administration of government services	105,589	12,505
06 Improved customer satisfaction with government services	10,516	—
07 Cluster grants and other adjustments	639,768	—

Division 4 Health

7

7 Ministry of Health

8

This Act appropriates the sum of \$13,143,374,000 to the Minister for Health out of the Consolidated Fund for the services of the Ministry of Health for the year 2018–19.

9

10

11

Note: The appropriations under this section and section 16 will fund services, disaggregated across State outcomes as follows:

12

13

	Expenses	Capital expenditure
	\$,000	\$,000
01 Improved service in hospitals	19,193,092	2,060,217
02 Mentally healthy communities	2,010,902	45,593
03 Healthy, resilient communities	1,595,603	45,925
04 World class research and innovation	104,155	11,000
05 Cluster grants	28,377	—

Division 5 Industry

8 Department of Industry

This Act appropriates the sum of \$3,231,727,000 to the Minister for Primary Industries out of the Consolidated Fund for the services of the Department of Industry for the year 2018–19.

Note: The appropriation will fund services, disaggregated across State outcomes as follows:

	Expenses \$,000	Capital expenditure \$,000
01 Sustainable use and access to natural resources	472,405	61,157
02 Skilled and employable workforce	402,312	—
03 Productive primary industries	318,419	24,962
04 Sustaining the conditions for economic development	289,315	2,687
05 Safe and secure resources and agricultural output	215,716	6,912
06 Increasing jobs and investment in NSW	152,263	700
07 Cluster grants and other adjustments	1,714,799	—

Division 6 Justice

9 Department of Justice

This Act appropriates the sum of \$8,030,175,000 to the Attorney General out of the Consolidated Fund for the services of the Department of Justice for the year 2018–19.

Note: The appropriation will fund services, disaggregated across State outcomes as follows:

	Expenses \$,000	Capital expenditure \$,000
01 Breaking the cycle of reoffending	1,967,153	897,486
02 Effective and efficient resolution of legal disputes	587,076	16,094
03 Maintain rights and records	448,533	30,822
04 Resilient to disasters and emergencies	161,192	—
05 Cluster grants	4,866,067	—

Division 7 Planning and Environment

1

10 Department of Planning and Environment

2

This Act appropriates the sum of \$2,538,126,000 to the Minister for Planning out of the Consolidated Fund for the services of the Department of Planning and Environment for the year 2018–19.

3

4

5

Note: The appropriation will fund services, disaggregated across State outcomes as follows:

6

		Expenses	Capital expenditure
		\$,000	\$,000
01	Energy and water security	517,074	—
02	Create a strong and vibrant NSW	510,289	37,402
03	Excellence in arts, screen and culture	211,406	357,188
04	Sustainable, regulated use and access to geological resources	117,561	667
05	Valued and protected environment and heritage	93,302	3,510
06	Cluster grants	1,223,550	—

Division 8 Premier and Cabinet

7

11 Department of Premier and Cabinet

8

This Act appropriates the sum of \$391,892,000 to the Premier out of the Consolidated Fund for the services of the Department of Premier and Cabinet for the year 2018–19.

9

10

11

Note: The appropriation will fund services, disaggregated across State outcomes as follows:

12

		Expenses	Capital expenditure
		\$,000	\$,000
01	Effective and coordinated government	254,886	9,575
02	Accountable and responsible government	2,657	—
03	Cluster grants	164,598	—

Division 9 Transport

12 Transport for NSW

- (1) This Act appropriates the sum of \$11,317,874,000 to the Minister for Transport and Infrastructure out of the Consolidated Fund for the services of Transport for NSW for the year 2018–19.

Note: The appropriation will fund services, disaggregated across State outcomes as follows:

		Expenses \$,000	Capital expenditure \$,000
01	Safe and reliable travel	3,073,760	297,861
02	Accessible transport	480,658	41,718
03	Future-ready transport	47,459	698,095
04	Successful places	11,603	136,658
05	Cluster grants, personnel services and other adjustments	15,159,431	—

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

Division 10 Treasury

13 The Treasury

This Act appropriates the sum of \$128,839,000 to the Treasurer out of the Consolidated Fund for the services of The Treasury for the year 2018–19.

Note: The appropriation will fund services, disaggregated across State outcomes as follows:

		Expenses \$,000	Capital expenditure \$,000
01	Strong and sustainable fiscal position	104,936	11,046
02	Effective capital and balance sheet management	16,981	—
03	Fair and supportive workplaces	13,469	—

14 Crown Finance Entity

This Act appropriates the sum of \$19,108,352,000 to the Treasurer out of the Consolidated Fund for the services of the Crown Finance Entity for the year 2018–19.

Note: The appropriation will fund services for the following State outcome:

		Expenses \$,000	Capital expenditure \$,000
01	Effective capital and balance sheet management	9,852,821	—

15 Advance to the Treasurer

1

This Act appropriates the sum of \$120,000,000 to the Treasurer out of the Consolidated Fund for the services of the Advance to the Treasurer for the year 2018–19.

2

3

4

Part 3	Additional appropriation for health related services	1
16	Special appropriation to Minister for Health—additional revenue from gaming machine taxes	2 3
(1)	This Act appropriates the sum of \$371,600,507 to the Minister for Health out of the Consolidated Fund for the services of the Ministry of Health for the year 2018–19.	4 5
(2)	The sum appropriated is in addition to any other sum appropriated by this Act.	6

Part 4 Appropriation (Special Offices)

Note. The total amount appropriated out of the Consolidated Fund for services for the year 2018–19 in accordance with this Part is \$442,642,000.

17 Judicial Commission of New South Wales

This Act appropriates the sum of \$5,503,000 to the Attorney General out of the Consolidated Fund for the services of the Judicial Commission of New South Wales for the year 2018–19.

Note: The appropriation will fund services for the following State outcome:

	Expenses	Capital expenditure
	\$,000	\$,000
01 Effective and efficient resolution of legal disputes	6,789	150

18 Office of the Director of Public Prosecutions

This Act appropriates the sum of \$125,546,000 to the Attorney General out of the Consolidated Fund for the services of the Office of the Director of Public Prosecutions for the year 2018–19.

Note: The appropriation will fund services for the following State outcome:

	Expenses	Capital expenditure
	\$,000	\$,000
01 Effective and efficient resolution of legal disputes	161,510	5,278

19 Office of the Children’s Guardian

This Act appropriates the sum of \$19,710,000 to the Minister for Family and Community Services out of the Consolidated Fund for the services of the Office of the Children’s Guardian for the year 2018–19.

Note: The appropriation will fund services for the following State outcome:

	Expenses	Capital expenditure
	\$,000	\$,000
01 Ongoing support for vulnerable people	41,058	189

20 Independent Commission Against Corruption

This Act appropriates the sum of \$25,617,000 to the Premier out of the Consolidated Fund for the services of the Independent Commission Against Corruption for the year 2018–19.

Note: The appropriation will fund services for the following State outcome:

	Expenses	Capital expenditure
	\$,000	\$,000
01 Accountable and responsible government	27,010	944

21	Independent Pricing and Regulatory Tribunal			1
	This Act appropriates the sum of \$27,850,000 to the Premier out of the Consolidated Fund for the services of the Independent Pricing and Regulatory Tribunal for the year 2018–19.			2 3 4
	Note: The appropriation will fund services for the following State outcome:			5
		Expenses	Capital expenditure	
		\$,000	\$,000	
	01 Accountable and responsible government	32,125	892	
22	Law Enforcement Conduct Commission			6
	This Act appropriates the sum of \$23,554,000 to the Minister for Police out of the Consolidated Fund for the services of the Law Enforcement Conduct Commission for the year 2018–19.			7 8 9
	Note: The appropriation will fund services for the following State outcome:			10
		Expenses	Capital expenditure	
		\$,000	\$,000	
	01 Safer communities	25,334	1,200	
23	New South Wales Electoral Commission			11
	This Act appropriates the sum of \$158,699,000 to the Premier out of the Consolidated Fund for the services of the New South Wales Electoral Commission for the year 2018–19.			12 13 14
	Note: The appropriation will fund services for the following State outcome:			15
		Expenses	Capital expenditure	
		\$,000	\$,000	
	01 Accountable and responsible government	142,713	20,766	
24	Ombudsman’s Office			16
	This Act appropriates the sum of \$27,113,000 to the Premier out of the Consolidated Fund for the services of the Ombudsman’s Office for the year 2018–19.			17 18
	Note: The appropriation will fund services for the following State outcome:			19
		Expenses	Capital expenditure	
		\$,000	\$,000	
	01 Accountable and responsible government	32,131	806	

25 Public Service Commission

1

This Act appropriates the sum of \$29,050,000 to the Premier out of the Consolidated Fund for the services of the Public Service Commission for the year 2018–19.

2

3

Note: The appropriation will fund services for the following State outcome:

4

		Expenses	Capital expenditure
		\$,000	\$,000
01	Accountable and responsible government	41,540	587

Part 5 Commonwealth transfer payments

1

26 Appropriation for Commonwealth transfer payments

2

(1) This Act appropriates the sum of \$4,059,400,000 to the Treasurer out of the Consolidated Fund, for Commonwealth transfer payments to non-Government schools and local government for services for the year 2018–19.

3

4

5

(2) The sum appropriated is in addition to any other sum appropriated by this Act.

6

(3) The sum appropriated is subject to section 26 of the *Public Finance and Audit Act 1983*.

7

8

Part 6	General	1
27	Variation of authorised payments from Consolidated Fund	2
(1)	Payment of a sum appropriated by 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 <i>Public Finance and Audit Act 1983</i> .	3 4 5
(2)	If the exigencies of government so require, the Treasurer may authorise the payment of a sum in excess of the 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 (3)–(5).	6 7 8 9
(3)	The sum appropriated under Part 3 may only be paid out for the purpose specified in Part 3.	10 11
(4)	The sums appropriated under Part 4 may only be paid out for the purposes specified in Part 4.	12 13
(5)	The sum appropriated under Part 5 may only be paid out for the purpose specified in Part 5.	14 15
(6)	This section does not apply to sums appropriated by another Act.	16
(7)	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.	17 18 19
(8)	The Treasurer is to inform the Auditor-General of every authorisation given under this section.	20 21
(9)	An authorisation under this section may be given before or after the relevant payment is made.	22 23
28	Appointment of person to carry out functions of Treasurer under section 27	24
(1)	The Treasurer may appoint a person to carry out the Treasurer’s functions under section 27.	25 26
(2)	Any such appointment is subject to such conditions (if any) as the Treasurer determines.	27 28
(3)	The Treasurer may revoke any such appointment at any time.	29
(4)	A person appointed under this section has, in place of the Treasurer, the Treasurer’s function under section 27 (8) of informing the Auditor-General of every authorisation given by the person under section 27.	30 31 32
29	Delayed restructures	33
(1)	Without limiting section 27, if the responsibility for a service for which an appropriation is made in this Act is transferred on or after the date the Bill for this Act is introduced in the Legislative Assembly because of the determination made before 1 July 2018 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 applied, in accordance with such determination as may be made by the Treasurer, for or towards the service the responsibility for which is transferred.	34 35 36 37 38 39 40 41
(2)	Section 24 of the <i>Public Finance and Audit Act 1983</i> does not apply to or in respect of an appropriation or service to which this section applies.	42 43

30	Budget related information	1
(1)	In this section:	2
	<i>budget related information</i> means:	3
(a)	notes included in this Act relating to expenses and capital expenditure, and	4
(b)	Budget Papers of the Government tabled in Parliament in connection with the Bill for this Act.	5
	<i>this Act</i> includes the <i>Appropriation (Parliament) Act 2018</i> .	6
(2)	Budget related information:	7
(a)	does not form part of this Act, and	8
(b)	does not affect the application of any amount appropriated by this Act.	9
31	Payments authorised on lapse of appropriation	10
(1)	This section applies only if this Act is assented to after 1 July 2018.	11
(2)	Any amounts expended for services under section 25 of the <i>Public Finance and Audit Act 1983</i> or any Supply Act on or after 1 July 2018 and before the date of assent to this Act for a purpose for which a sum is appropriated by this Act are taken to have been expended out of such of the sums for services set out in this Act, as may be determined by the Treasurer.	12
		13
		14
		15
		16
		17