



New South Wales

# Appropriation (Budget Variations) Bill 2008

## Explanatory note

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

## Overview of Bill

The object of this Bill is to appropriate additional amounts from the Consolidated Fund for recurrent services and capital works and services for the year 2007–2008 for the purpose of giving effect to certain Budget variations required by the exigencies of Government.

The additional amounts appropriated for the 2007–2008 year are:

- (a) \$190,367,000 in adjustment of the vote “Advance to the Treasurer”, and
- (b) \$218,584,000 for additional recurrent services.

## Outline of provisions

### Part 1 Preliminary

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

**Clause 2** provides that the proposed Act commences on the date of assent.

## **Part 2 Budget variations 2007–2008**

**Clause 3** appropriates the additional amount in adjustment of the vote “Advance to the Treasurer”, 2007–2008, the details of which are set out in Column 1 of Schedule 1.

**Clause 4** appropriates the additional amounts for recurrent services, the details of which are set out in Column 2 of Schedule 1.

## **Part 3 General**

**Clause 5** makes it clear that the sums appropriated by the proposed Act are in addition to any other sums appropriated in respect of the year.

**Clause 6** contains miscellaneous provisions concerning the operation of the proposed Act. Subclause (1) provides that the proposed Act is to be construed as part of the annual Appropriation Act or Acts. (This emphasises that the appropriations are part of the budgetary process for the year 2007–2008, and ensures that terms are construed consistently.) Subclause (2) is consequential on subclause (1) and makes it clear that the appropriations are not limited to meeting shortfalls from other appropriations. Subclause (3) validates any payment of the appropriated sums before the date of assent to the proposed Act. Subclause (3) also provides that the proposed subsection applies whether or not the proposed Act is assented to during or after the year 2007–2008. (This removes an argument, based on section 23 of the *Public Finance and Audit Act 1983*, that the appropriation lapses at the close of the financial year.)

**Clause 7** validates, to the extent (if any) to which it may be necessary to do so, the expenditure, before the date of assent to the proposed Act, of any sum to which the proposed Act applies and the approval of that expenditure.

**Clause 8** makes it clear that a reference to an agency specified in Schedule 1 includes any predecessor of the agency that was responsible for the recurrent services, or capital works and services, specified in relation to the agency in Schedule 1 in the financial year concerned. This provision is included because names of Departments and other agencies may have changed during the financial year concerned because of administrative changes.



New South Wales

# Appropriation (Budget Variations) Bill 2008

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New South Wales

# Appropriation (Budget Variations) Bill 2008

No. , 2008

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## **A Bill for**

An Act to appropriate additional amounts out of the Consolidated Fund for the year 2007–2008 for the purpose of giving effect to certain Budget variations required by the exigencies of Government.

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Clause 1          Appropriation (Budget Variations) Bill 2008

Part 1            Preliminary

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**The Legislature of New South Wales enacts:** 1

**Part 1 Preliminary** 2

**1 Name of Act** 3

This Act is the *Appropriation (Budget Variations) Act 2008*. 4

**2 Commencement** 5

This Act commences on the date of assent. 6

<b>Part 2</b>	<b>Budget variations 2007–2008</b>	1
<b>3</b>	<b>Adjustment of “Advance to the Treasurer”, 2007–2008</b>	2
	The sum of \$190,367,000 is hereby appropriated out of the Consolidated Fund in adjustment of the vote “Advance to the Treasurer”, 2007–2008, for supplementary charges made during the year 2007–2008 in the amounts specified in Column 1 of Schedule 1 for recurrent services, and capital works and services, specified opposite those amounts in Schedule 1.	3 4 5 6 7 8
<b>4</b>	<b>General appropriation from Consolidated Fund 2007–2008</b>	9
(1)	Out of the Consolidated Fund there are hereby appropriated the sums specified in Column 2 of Schedule 1, to the Minister specified in relation to those sums, for recurrent services, which sums may be issued and applied for or towards the several uses and purposes of the Government for the year 2007–2008 specified opposite those sums in Schedule 1.	10 11 12 13 14 15
(2)	The total sum appropriated out of the Consolidated Fund in accordance with the provisions of this section and Schedule 1 is the sum of \$218,584,000.	16 17 18

<b>Part 3</b>	<b>General</b>	1
<b>5</b>	<b>Additional appropriations</b>	2
	The sums appropriated by this Act are in addition to any other sums that may have been appropriated.	3 4
<b>6</b>	<b>Operation of Act</b>	5
(1)	This Act is to be construed as if it formed part of the annual Appropriation Act or Acts for the financial year relevant to the appropriation concerned and to have effect as if this Act had commenced at the start of the financial year relevant to the appropriation.	6 7 8 9 10
(2)	This Act is an Appropriation Act for the purposes of section 21A of the <i>Public Finance and Audit Act 1983</i> .	11 12
(3)	The issue and payment before the date of assent to this Act out of the Consolidated Fund of the whole or any part of the sums appropriated by this Act is validated. This subsection applies whether this Act is assented to during or after the year 2007–2008.	13 14 15 16
<b>7</b>	<b>Validation of expenditure</b>	17
(1)	To the extent (if any) to which it may be necessary to do so, the expenditure of any sum to which this Act applies before the date of assent to this Act:	18 19 20
(a)	is taken to have been validly approved at the time it was approved, or was purported to have been approved, and	21 22
(b)	is taken to have been validly made at the time it was made, or purported to have been made,	23 24
	and thereafter to be, and to have been at all relevant times, validly approved and made.	25 26
(2)	This section does not authorise the appropriation or expenditure of any sum specified in Column 2 of Schedule 1 before the date of assent to this Act.	27 28 29
<b>8</b>	<b>References to agencies</b>	30
	A reference to an agency in Schedule 1 includes a reference to an agency that was a predecessor to the agency concerned and responsible for the recurrent services, or capital works and services, specified in relation to the agency in Schedule 1 in the financial year concerned, and in respect of whom the payment specified in relation to those recurrent services, or capital works and services, was approved or made.	31 32 33 34 35 36



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**Schedule 1      Payments during 2007–2008**

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(Sections 3 and 4)

2

	Column 1	Column 2
	Treasurer's Advance Amount \$ ,000	Further approp Amount \$ ,000
<b>A    PREMIER, AND MINISTER FOR CITIZENSHIP</b>		
RECURRENT SERVICES		
<i>Department of Premier and Cabinet</i>		
<i>Establishment of Events New South Wales Pty Ltd to assist in attracting major events to NSW</i>	11,126	
Total Department of Premier and Cabinet	<b>11,126</b>	
<i>New South Wales Electoral Commission</i>		
<i>General election funding</i>	3,244	
Total New South Wales Electoral Commission	<b>3,244</b>	
<b>TOTAL—RECURRENT SERVICES</b>	<b>14,370</b>	
<b>TOTAL—PREMIER, AND MINISTER FOR CITIZENSHIP</b>	<b>14,370</b>	
<b>B    DEPUTY PREMIER, MINISTER FOR TRANSPORT, AND MINISTER FOR FINANCE</b>		
RECURRENT SERVICES		
<i>World Youth Day Co-ordination Authority</i>		
<i>Funding to meet the planning costs of government services for World Youth Day</i>	4,415	
Total World Youth Day Co-ordination Authority	<b>4,415</b>	
<i>Ministry of Transport</i>		
<i>Expansion of contracted private bus services</i>		6,000
Total Ministry of Transport		<b>6,000</b>

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Schedule 1 Payments during 2007–2008

	Column 1	Column 2
	Treasurer's Advance Amount \$,000	Further approp Amount \$,000
<b>TOTAL—RECURRENT SERVICES</b>	<b>4,415</b>	<b>6,000</b>
<b>TOTAL—DEPUTY PREMIER, MINISTER FOR TRANSPORT, AND MINISTER FOR FINANCE</b>	<b>4,415</b>	<b>6,000</b>
<b>C MINISTER FOR COMMUNITY SERVICES</b>		
RECURRENT SERVICES		
<i>Department of Community Services</i>		
<i>Higher expenditure on out-of-home care allowances</i>		34,800
Total Department of Community Services		<b>34,800</b>
<b>TOTAL—RECURRENT SERVICES</b>		<b>34,800</b>
CAPITAL WORKS AND SERVICES		
<i>Department of Community Services</i>		
<i>Fitouts for caseworkers</i>	3,234	
Total Department of Community Services	<b>3,234</b>	
<b>TOTAL—CAPITAL WORKS AND SERVICES</b>	<b>3,234</b>	
<b>TOTAL—MINISTER FOR COMMUNITY SERVICES</b>	<b>3,234</b>	<b>34,800</b>
<b>D MINISTER FOR EDUCATION AND TRAINING, MINISTER FOR INDUSTRIAL RELATIONS, MINISTER FOR THE CENTRAL COAST, AND MINISTER ASSISTING THE MINISTER FOR FINANCE</b>		
RECURRENT SERVICES		
<i>Department of Education and Training</i>		
<i>Additional school teaching costs</i>	18,940	26,584
Total Department of Education and Training	<b>18,940</b>	<b>26,584</b>

	Column 1	Column 2
	Treasurer's Advance Amount \$,000	Further approp Amount \$,000
<b>TOTAL—RECURRENT SERVICES</b>	<b>18,940</b>	<b>26,584</b>
<b>TOTAL—MINISTER FOR EDUCATION AND TRAINING, MINISTER FOR INDUSTRIAL RELATIONS, MINISTER FOR THE CENTRAL COAST, AND MINISTER ASSISTING THE MINISTER FOR FINANCE</b>	<b>18,940</b>	<b>26,584</b>
<b>E MINISTER FOR HEALTH</b>		
RECURRENT SERVICES		
<i>Department of Health</i>		
<i>Additional hospital beds</i>		10,000
Total Department of Health		<b>10,000</b>
<b>TOTAL—RECURRENT SERVICES</b>		<b>10,000</b>
CAPITAL WORKS AND SERVICES		
<i>Department of Health</i>		
<i>Bathurst hydrotherapy pool</i>	2,300	
Total Department of Health	<b>2,300</b>	
<b>TOTAL—CAPITAL WORKS AND SERVICES</b>	<b>2,300</b>	
<b>TOTAL—MINISTER FOR HEALTH</b>	<b>2,300</b>	<b>10,000</b>
<b>F MINISTER FOR PLANNING, MINISTER FOR REDFERN WATERLOO, AND MINISTER FOR THE ARTS</b>		
RECURRENT SERVICES		
<i>Department of the Arts, Sport and Recreation</i>		
<i>Assistance for the horse racing and equestrian industries under the equine influenza package</i>	5,500	
<i>Grant for art storage facility at Lilyfield</i>	10,000	

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Schedule 1 Payments during 2007–2008

	Column 1	Column 2
	Treasurer's Advance Amount \$,000	Further approp Amount \$,000
<i>Grant to match the Commonwealth's commitment towards the construction of a new Hill Grandstand at the Sydney Cricket Ground</i>	25,000	
<i>Grant towards new educational wing for Museum of Contemporary Art</i>	10,000	
Total Department of the Arts, Sport and Recreation	<b>50,500</b>	
<b>TOTAL—RECURRENT SERVICES</b>	<b>50,500</b>	
<b>TOTAL—MINISTER FOR PLANNING, MINISTER FOR REDFERN WATERLOO, AND MINISTER FOR THE ARTS</b>	<b>50,500</b>	
<b>G MINISTER FOR POLICE, AND MINISTER FOR THE ILLAWARRA</b>		
RECURRENT SERVICES		
<i>NSW Police Force</i>		
<i>Implementation costs associated with new firearm licensing arrangements</i>	2,870	
Total NSW Police Force	<b>2,870</b>	
<b>TOTAL—RECURRENT SERVICES</b>	<b>2,870</b>	
<b>TOTAL—MINISTER FOR POLICE, AND MINISTER FOR THE ILLAWARRA</b>	<b>2,870</b>	
<b>H MINISTER FOR PRIMARY INDUSTRIES, MINISTER FOR ENERGY, MINISTER FOR MINERAL RESOURCES, AND MINISTER FOR STATE DEVELOPMENT</b>		
RECURRENT SERVICES		
<i>Department of Primary Industries</i>		
<i>Drought assistance measures</i>	17,540	

	Column 1	Column 2
	Treasurer's Advance Amount \$,000	Further approp Amount \$,000
<i>NSW share of National Equine Influenza Response Plan costs</i>	2,400	1,200
<i>Pest and disease control</i>	1,739	
Total Department of Primary Industries	<b>21,679</b>	<b>1,200</b>
<b><i>Department of Water and Energy</i></b>		
<i>Funding to offset lower user charges revenue due to drought</i>	1,100	
<i>NSW share of the Achieving Sustainable Groundwater Entitlements program</i>	46,900	
Total Department of Water and Energy	<b>48,000</b>	
<b><i>New South Wales Coal Compensation Board</i></b>		
<i>Additional coal compensation costs</i>	4,076	
Total New South Wales Coal Compensation Board	<b>4,076</b>	
<b><i>Department of State and Regional Development</i></b>		
<i>Drought assistance measures</i>	2,700	
Total Department of State and Regional Development	<b>2,700</b>	
<b>TOTAL—RECURRENT SERVICES</b>	<b>76,455</b>	<b>1,200</b>
<b>TOTAL—MINISTER FOR PRIMARY INDUSTRIES, MINISTER FOR ENERGY, MINISTER FOR MINERAL RESOURCES, AND MINISTER FOR STATE DEVELOPMENT</b>	<b>76,455</b>	<b>1,200</b>

**I MINISTER FOR ROADS, AND MINISTER FOR COMMERCE**

RECURRENT SERVICES

***Roads and Traffic Authority***

*Extension of level crossing maintenance program* 5,000

*Extension of the School Safety Zone Plan* 4,820

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Schedule 1 Payments during 2007–2008

	Column 1	Column 2
	Treasurer's Advance Amount \$,000	Further approp Amount \$,000
Total Roads and Traffic Authority	9,820	
<b>TOTAL—RECURRENT SERVICES</b>	<b>9,820</b>	
<b>CAPITAL WORKS AND SERVICES</b>		
<i>Roads and Traffic Authority</i>		
<i>School Safety Zone Plan</i>	5,500	
Total Roads and Traffic Authority	<b>5,500</b>	
<b>TOTAL—CAPITAL WORKS AND SERVICES</b>	<b>5,500</b>	
<b>TOTAL—MINISTER FOR ROADS, AND MINISTER FOR COMMERCE</b>	<b>15,320</b>	
<b>J TREASURER, MINISTER FOR INFRASTRUCTURE, AND MINISTER FOR THE HUNTER</b>		
<b>RECURRENT SERVICES</b>		
<i>Crown Finance Entity</i>		
<i>Additional rail grants for debt repayment</i>		140,000
Total Crown Finance Entity		<b>140,000</b>
<b>TOTAL—RECURRENT SERVICES</b>		<b>140,000</b>
<b>TOTAL—TREASURER, MINISTER FOR INFRASTRUCTURE, AND MINISTER FOR THE HUNTER</b>		<b>140,000</b>

	Column 1	Column 2
	Treasurer's Advance Amount \$,000	Further approp Amount \$,000
<b>K THE LEGISLATURE</b>		
RECURRENT SERVICES		
<i>The Legislature</i>		
<i>Additional salary and administration costs</i>	1,963	
Total The Legislature	<b>1,963</b>	
<b>TOTAL—RECURRENT SERVICES</b>	<b>1,963</b>	
<b>TOTAL—THE LEGISLATURE</b>	<b>1,963</b>	
<b>TREASURER'S ADVANCE FOR RECURRENT SERVICES</b>	<b>179,333</b>	
<b>TREASURER'S ADVANCE FOR CAPITAL WORKS AND SERVICES</b>	<b>11,034</b>	
<b>TOTAL—TREASURER'S ADVANCE</b>	<b>190,367</b>	
<b>ADDITIONAL APPROPRIATIONS FOR RECURRENT SERVICES</b>		<b>218,584</b>
<b>TOTAL—ADDITIONAL APPROPRIATIONS</b>		<b>218,584</b>