

Appropriation (Budget Variations) Act 2012 No 50

[2012-50]



New South Wales

Status Information

Currency of version

Repealed version for 27 June 2012 to 3 July 2014 (accessed 19 November 2024 at 4:18)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Notes—

- **Repeal**

The Act was repealed by Sch 4 to the [Statute Law \(Miscellaneous Provisions\) Act 2014 No 33](#) with effect from 4.7.2014.

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

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Appropriation (Budget Variations) Act 2012 No 50



New South Wales

An Act to appropriate amounts out of the Consolidated Fund for the years 2011–12 and 2010–11 for the purpose of giving effect to certain Budget variations required by the exigencies of Government.

Part 1 Preliminary

1 Name of Act

This Act is the *Appropriation (Budget Variations) Act 2012*.

2 Commencement

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

3 Interpretation

In this Act, a reference to:

- (a) the year 2011–12 is a reference to the year from 1 July 2011 to 30 June 2012, and
- (b) the year 2010–11 is a reference to the year from 1 July 2010 to 30 June 2011.

Part 2 Budget variations 2011–12

4 Adjustment of “Advance to the Treasurer”, 2011–12

The sum of \$93,542,000 is hereby appropriated out of the Consolidated Fund in adjustment of the vote “Advance to the Treasurer”, 2011–12, for supplementary charges made during the year 2011–12 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.

5 Payments made during 2011–12 under section 22 of *Public Finance and Audit Act 1983*

- (1) The sum of \$61,200,000, being the total of the sums specified in Column 2 of Schedule 1, is hereby appropriated out of the Consolidated Fund to provide for the payments for recurrent services, and capital works and services, specified opposite

those sums in Schedule 1, made in anticipation of appropriation by Parliament under section 22 (1) of the *Public Finance and Audit Act 1983* required for the exigencies of Government during the year 2011-12.

- (2) Section 22 (2) of the *Public Finance and Audit Act 1983* does not apply to the sums to which this section applies.

6 General appropriation from Consolidated Fund 2011-12

The sum of \$800,000,000, being the total sum specified in Column 3 of Schedule 1, is hereby appropriated out of the Consolidated Fund, to the Minister specified in relation to that sum, for capital works and services, which sum may be issued and applied for or towards the uses and purposes of the Government for the year 2011-12 specified opposite that sum in Schedule 1.

Part 3 Budget variations 2010-11 (not previously reported)

7 Adjustment of "Advance to the Treasurer", 2010-11

The sum of \$23,145,000 is hereby appropriated out of the Consolidated Fund in adjustment of the vote "Advance to the Treasurer", 2010-11, for supplementary charges made during the year 2010-11 in the amounts specified in Column 1 of Schedule 2 for recurrent services, and capital works and services, specified opposite those amounts in Schedule 2.

Part 4 General

8 Additional appropriations

The sums appropriated by this Act are in addition to any other sums that may have been appropriated.

9 Operation of Act in relation to budget variations

(1) This Act:

- (a) 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
- (b) is to have effect as if it had commenced at the start of the financial year relevant to the appropriation, and
- (c) is an Appropriation Act for the purposes of section 21A of the *Public Finance and Audit Act 1983*.

- (2) 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 2010-11 or

2011-12.

10 Validation of expenditure

- (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:
- (a) is taken to have been validly approved at the time it was approved, or was purported to have been approved, and
 - (b) is taken to have been validly made at the time it was made, or purported to have been made,
- and thereafter to be, and to have been at all relevant times, validly approved and made.
- (2) This section does not authorise the expenditure of any sum specified in Column 3 of Schedule 1 before the date of assent to this Act.

11 References to agencies

A reference to an agency in Schedule 1 or 2 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 or 2 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.

Schedule 1 Payments during 2011-12

(Sections 4-6)

	Column 1	Column 2	Column 3
	Treasurer's Advance	s. 22 PF&A Act	Further appropriation
	Amount \$,000	Amount \$,000	Amount \$,000
A PREMIER, AND MINISTER FOR WESTERN SYDNEY			
RECURRENT SERVICES			
<i>Department of Premier and Cabinet</i>			
<i>Establishment of the Independent Local Government Review Panel</i>	400		
Total Department of Premier and Cabinet	400		
<i>Ombudsman's Office</i>			

New review functions resulting from amendments to [Summary Offences Act 1988](#) and [Law Enforcement \(Powers and Responsibilities\) Act 2002](#) 445

Total Ombudsman's Office **445**

TOTAL—RECURRENT SERVICES 845

CAPITAL WORKS AND SERVICES

Ombudsman's Office

New review functions resulting from amendments to [Summary Offences Act 1988](#) and [Law Enforcement \(Powers and Responsibilities\) Act 2002](#) 12

Total Ombudsman's Office **12**

TOTAL—CAPITAL WORKS AND SERVICES 12

TOTAL—PREMIER, AND MINISTER FOR WESTERN SYDNEY 857

B

DEPUTY PREMIER, MINISTER FOR TRADE AND INVESTMENT, AND MINISTER FOR REGIONAL INFRASTRUCTURE AND SERVICES

RECURRENT SERVICES

Department of Trade and Investment, Regional Infrastructure and Services

Various national and local biosecurity responses 1,269

Total Department of Trade and Investment, Regional Infrastructure and Services **1,269**

NSW Food Authority

NSW contribution to establishing the national Code Interpretations Service (CIS) 99

Total NSW Food Authority **99**

TOTAL—RECURRENT SERVICES 1,368

TOTAL—DEPUTY PREMIER, MINISTER FOR TRADE AND INVESTMENT, AND MINISTER FOR REGIONAL INFRASTRUCTURE AND SERVICES 1,368

C ATTORNEY GENERAL, AND MINISTER FOR JUSTICE

RECURRENT SERVICES

Department of Attorney General and Justice

Increased levels of core legal fund work 20,000

Statutory and Other Offices Remuneration Tribunal determination regarding judicial salaries 2,369

Total Department of Attorney General and Justice **22,369**

TOTAL—RECURRENT SERVICES 22,369

TOTAL—ATTORNEY GENERAL, AND MINISTER FOR JUSTICE 22,369

D MINISTER FOR FAMILY AND COMMUNITY SERVICES, AND MINISTER FOR WOMEN

CAPITAL WORKS AND SERVICES

Department of Family and Community Services

Housing portfolio restructure (Note. This capital expenditure is offset by equal recurrent expenditure savings) 16,704

Total Department of Family and Community Services **16,704**

TOTAL—CAPITAL WORKS AND SERVICES 16,704

TOTAL—MINISTER FOR FAMILY AND COMMUNITY SERVICES, AND MINISTER FOR WOMEN 16,704

E MINISTER FOR HEALTH, AND MINISTER FOR MEDICAL RESEARCH

RECURRENT SERVICES

Ministry of Health

Government Radio Network (additional funding based on a new pricing recommendation from IPART) 564

Total Ministry of Health	564
TOTAL—RECURRENT SERVICES	564
TOTAL—MINISTER FOR HEALTH, AND MINISTER FOR MEDICAL RESEARCH	564
F THE LEGISLATURE	
RECURRENT SERVICES	
<i>The Legislature</i>	
<i>Security services, additional committee support, and assets procurement administration</i>	2,024
<i>Redundancy payments for the former parliamentary members' electoral office staff following the 2011 State General Election (additional funding)</i>	438
Total The Legislature	2,462
TOTAL—RECURRENT SERVICES	2,462
CAPITAL WORKS AND SERVICES	
<i>The Legislature</i>	
<i>Parliamentary email system replacement</i>	2,000
Total The Legislature	2,000
TOTAL—CAPITAL WORKS AND SERVICES	2,000
TOTAL—THE LEGISLATURE	4,462
G MINISTER FOR TRANSPORT	
CAPITAL WORKS AND SERVICES	
<i>Transport for NSW</i>	
<i>Light rail (Note. This capital expenditure is offset by equal recurrent expenditure savings)</i>	47,218
Total Transport for NSW	47,218
TOTAL—CAPITAL WORKS AND SERVICES	47,218
TOTAL—MINISTER FOR TRANSPORT	47,218

H **TREASURER**

RECURRENT SERVICES

Crown Finance Entity

Natural disaster expenditure following flooding in north-west and south-west NSW during 2011-12

26,000

Total Crown Finance Entity

26,000

TOTAL—RECURRENT SERVICES

26,000

CAPITAL WORKS AND SERVICES

Crown Finance Entity

Additional natural disaster relief loans

35,200

Additional contribution to State Super

800,000

Total Crown Finance Entity

35,200

800,000

TOTAL—CAPITAL WORKS AND SERVICES

35,200

800,000

TOTAL—TREASURER

61,200

800,000

TREASURER'S ADVANCE FOR RECURRENT SERVICES

27,608

TREASURER'S ADVANCE FOR CAPITAL WORKS AND SERVICES

65,934

TOTAL—TREASURER'S ADVANCE

93,542

SECTION 22 FOR RECURRENT SERVICES

26,000

SECTION 22 FOR CAPITAL WORKS AND SERVICES

35,200

TOTAL—SECTION 22

61,200

ADDITIONAL APPROPRIATIONS FOR CAPITAL WORKS AND SERVICES

800,000

TOTAL—ADDITIONAL APPROPRIATIONS

800,000

Schedule 2 Payments during 2010-11 (not previously reported)

(Section 7)

Column 1
Treasurer's
Advance
Amount \$,000

A PREMIER, AND MINISTER FOR WESTERN SYDNEY

RECURRENT SERVICES

Independent Commission Against Corruption

Compensation for Government radio network price increases

14

Total Independent Commission Against Corruption

14

TOTAL—RECURRENT SERVICES

14

CAPITAL WORKS AND SERVICES

New South Wales Electoral Commission

Office fit-out and IT system

715

Total New South Wales Electoral Commission

715

TOTAL—CAPITAL WORKS AND SERVICES

715

TOTAL—PREMIER, AND MINISTER FOR WESTERN SYDNEY

729

B ATTORNEY GENERAL, AND MINISTER FOR JUSTICE

RECURRENT SERVICES

Department of Attorney General and Justice

Statutory and Other Offices Remuneration Tribunal determination regarding judicial salaries

2,245

Total Department of Attorney General and Justice

2,245

Office of the Director of Public Prosecutions

Redundancy payment

56

Total Office of the Director of Public Prosecutions

56

Judicial Commission of New South Wales

Conduct Division Inquiries

60

Total Judicial Commission of New South Wales

60

	TOTAL—RECURRENT SERVICES	2,361
	CAPITAL WORKS AND SERVICES	
	NSW Police Force	
	<i>Relocation of police units from Zetland and Strawberry Hills</i>	4,820
	Total NSW Police Force	4,820
	TOTAL—CAPITAL WORKS AND SERVICES	4,820
	TOTAL—ATTORNEY GENERAL, AND MINISTER FOR JUSTICE	7,181
C	MINISTER FOR EDUCATION	
	RECURRENT SERVICES	
	Department of Education and Communities	
	<i>Additional funding for non-government schools per capita grants</i>	6,768
	<i>Additional funding for Aboriginal employment initiatives</i>	67
	Total Department of Education and Communities	6,835
	TOTAL—RECURRENT SERVICES	6,835
	TOTAL—MINISTER FOR EDUCATION	6,835
D	THE LEGISLATURE	
	RECURRENT SERVICES	
	The Legislature	
	<i>Termination payments to members' staff following the 2011 State General Election</i>	4,300
	Total The Legislature	4,300
	TOTAL—RECURRENT SERVICES	4,300
	TOTAL—THE LEGISLATURE	4,300
E	TREASURER	
	CAPITAL WORKS AND SERVICES	
	Treasury	
	<i>Office of State Revenue accommodation</i>	4,100
	Total Treasury	4,100

TOTAL—CAPITAL WORKS AND SERVICES

4,100

TOTAL—TREASURER

4,100

TREASURER'S ADVANCE FOR RECURRENT SERVICES

13,510

TREASURER'S ADVANCE FOR CAPITAL WORKS AND SERVICES

9,635

TOTAL—TREASURER'S ADVANCE

23,145