

# Appropriation Act 2018 No 35

[2018-35]



New South Wales

## Status Information

### Currency of version

Repealed version for 27 June 2018 to 20 November 2024 (accessed 29 November 2024 at 20:28)

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**

This Act was repealed by the [Statute Law \(Miscellaneous Provisions\) Act \(No 2\) 2024 No 82](#), Sch 5 with effect from 21.11.2024.

### 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](#).

File last modified 21 November 2024

# Appropriation Act 2018 No 35



New South Wales

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# Appropriation Act 2018 No 35



New South Wales

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

## Part 1 Preliminary

### 1 Name of Act

This Act is the *Appropriation Act 2018*.

### 2 Commencement

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

### 3 Interpretation

In this Act:

- (a) a reference to **services** for which this Act makes an appropriation includes a reference to the following:
  - (i) recurrent services,
  - (ii) capital works and services,
  - (iii) repayment of debt, and
- (b) a reference to the year 2018-19 is a reference to the year from 1 July 2018 to 30 June 2019.

## 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:

|    |                                       | <b>Expenses<br/>\$,000</b> | <b>Capital expenditure<br/>\$,000</b> |
|----|---------------------------------------|----------------------------|---------------------------------------|
| 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:

|    |   | <b>Expenses<br/>\$,000</b> | <b>Capital expenditure<br/>\$,000</b> |
|----|---|----------------------------|---------------------------------------|
| 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

### 6 Department of Finance, Services and Innovation

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.

**Note—**

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

|    |   | <b>Expenses<br/>\$,000</b> | <b>Capital expenditure<br/>\$,000</b> |
|----|---|----------------------------|---------------------------------------|
| 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 Ministry of Health

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.

**Note—**

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

|    |                                     | <b>Expenses<br/>\$,000</b> | <b>Capital expenditure<br/>\$,000</b> |
|----|-------------------------------------|----------------------------|---------------------------------------|
| 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:

|    |  | <b>Expenses<br/>\$,000</b> | <b>Capital expenditure<br/>\$,000</b> |
|----|--|----------------------------|---------------------------------------|
| 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:

|    |  | <b>Expenses<br/>\$,000</b> | <b>Capital expenditure<br/>\$,000</b> |
|----|--|----------------------------|---------------------------------------|
| 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

### 10 Department of Planning and Environment

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.

**Note—**

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

|    |   | <b>Expenses<br/>\$,000</b> | <b>Capital expenditure<br/>\$,000</b> |
|----|---|----------------------------|---------------------------------------|
| 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

### 11 Department of Premier and Cabinet

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.

**Note—**

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

|    |  | <b>Expenses<br/>\$,000</b> | <b>Capital expenditure<br/>\$,000</b> |
|----|--|----------------------------|---------------------------------------|
| 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:

|    |  | <b>Expenses<br/>\$,000</b> | <b>Capital expenditure<br/>\$,000</b> |
|----|--|----------------------------|---------------------------------------|
| 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:

|    |  | <b>Expenses<br/>\$,000</b> | <b>Capital expenditure<br/>\$,000</b> |
|----|--|----------------------------|---------------------------------------|
| 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:

|    |  | <b>Expenses<br/>\$,000</b> | <b>Capital expenditure<br/>\$,000</b> |
|----|--|----------------------------|---------------------------------------|
| 01 | Effective capital and balance sheet management | 9,852,821                  | —                                     |

### 15 Advance to the Treasurer

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.

## Part 3 Additional appropriation for health related services

### 16 Special appropriation to Minister for Health—additional revenue from gaming machine taxes

(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.

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

## 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:

|    |  | <b>Expenses<br/>\$,000</b> | <b>Capital expenditure<br/>\$,000</b> |
|----|--|----------------------------|---------------------------------------|
| 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:

|    |  | <b>Expenses<br/>\$,000</b> | <b>Capital expenditure<br/>\$,000</b> |
|----|--|----------------------------|---------------------------------------|
| 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:

|    |                                       | <b>Expenses<br/>\$,000</b> | <b>Capital expenditure<br/>\$,000</b> |
|----|---------------------------------------|----------------------------|---------------------------------------|
| 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:

|    |  | <b>Expenses<br/>\$,000</b> | <b>Capital expenditure<br/>\$,000</b> |
|----|--|----------------------------|---------------------------------------|
| 01 | Accountable and responsible government | 27,010                     | 944                                   |

## **21 Independent Pricing and Regulatory Tribunal**

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.

**Note—**

The appropriation will fund services for the following State outcome:

|    |  | <b>Expenses<br/>\$,000</b> | <b>Capital expenditure<br/>\$,000</b> |
|----|--|----------------------------|---------------------------------------|
| 01 | Accountable and responsible government | 32,125                     | 892                                   |

## **22 Law Enforcement Conduct Commission**

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.

**Note—**

The appropriation will fund services for the following State outcome:

|    |                   | <b>Expenses<br/>\$,000</b> | <b>Capital expenditure<br/>\$,000</b> |
|----|-------------------|----------------------------|---------------------------------------|
| 01 | Safer communities | 25,334                     | 1,200                                 |

**23 New South Wales Electoral Commission**

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.

**Note—**

The appropriation will fund services for the following State outcome:

|    |  | <b>Expenses<br/>\$,000</b> | <b>Capital expenditure<br/>\$,000</b> |
|----|--|----------------------------|---------------------------------------|
| 01 | Accountable and responsible government | 142,713                    | 20,766                                |

**24 Ombudsman's Office**

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.

**Note—**

The appropriation will fund services for the following State outcome:

|    |  | <b>Expenses<br/>\$,000</b> | <b>Capital expenditure<br/>\$,000</b> |
|----|--|----------------------------|---------------------------------------|
| 01 | Accountable and responsible government | 32,131                     | 806                                   |

**25 Public Service Commission**

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.

**Note—**

The appropriation will fund services for the following State outcome:

|    |  | <b>Expenses<br/>\$,000</b> | <b>Capital expenditure<br/>\$,000</b> |
|----|--|----------------------------|---------------------------------------|
| 01 | Accountable and responsible government | 41,540                     | 587                                   |

## **Part 5 Commonwealth transfer payments**

### **26 Appropriation for Commonwealth transfer payments**

- (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.
- (2) The sum appropriated is in addition to any other sum appropriated by this Act.
- (3) The sum appropriated is subject to section 26 of the *Public Finance and Audit Act 1983*.

## **Part 6 General**

### **27 Variation of authorised payments from Consolidated Fund**

- (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 *Public Finance and Audit Act 1983*.
- (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).
- (3) The sum appropriated under Part 3 may only be paid out for the purpose specified in Part 3.
- (4) The sums appropriated under Part 4 may only be paid out for the purposes specified in Part 4.
- (5) The sum appropriated under Part 5 may only be paid out for the purpose specified in Part 5.
- (6) This section does not apply to sums appropriated by another Act.
- (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.
- (8) The Treasurer is to inform the Auditor-General of every authorisation given under this section.
- (9) An authorisation under this section may be given before or after the relevant payment is made.

## **28 Appointment of person to carry out functions of Treasurer under section 27**

- (1) The Treasurer may appoint a person to carry out the Treasurer's functions under section 27.
- (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.
- (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.

## **29 Delayed restructures**

- (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.
- (2) Section 24 of the *Public Finance and Audit Act 1983* does not apply to or in respect of an appropriation or service to which this section applies.

## **30 Budget related information**

- (1) In this section:

***budget related information*** means:

- (a) notes included in this Act relating to expenses and capital expenditure, and
- (b) Budget Papers of the Government tabled in Parliament in connection with the Bill for this Act.

***this Act*** includes the *Appropriation (Parliament) Act 2018*.

- (2) Budget related information:

- (a) does not form part of this Act, and
- (b) does not affect the application of any amount appropriated by this Act.

## **31 Payments authorised on lapse of appropriation**

- (1) This section applies only if this Act is assented to after 1 July 2018.

- (2) Any amounts expended for services under section 25 of the *Public Finance and Audit Act 1983* 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.