



New South Wales

Appropriation Bill 2016

Explanatory note

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

The following Bills are cognate with this Bill:

Appropriation (Parliament) Bill 2016

State Revenue Legislation Amendment (Budget Measures) Bill 2016

Overview of Bill

The object of this Bill is to appropriate from the Consolidated Fund various sums of money required during the 2016–17 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 comprising 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 2016–17 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 2016–17 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 2016–17 financial year.

The Bill also sets out the recurrent services for which the “Advance to the Treasurer” appropriation was expended in the 2014–15 financial year, appropriates \$77,709,000 from the

Consolidated Fund for those services and makes the necessary adjustment to the “Advance to the Treasurer” appropriation for that 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 years 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 2016–17. The total amount appropriated is \$65,567,498,000.

Part 3 Additional appropriation for health related services

Part 3 (**clause 16**) makes an additional appropriation of \$340,592,310 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 2016–17. The total amount appropriated is \$377,559,000.

Part 5 Commonwealth transfer payments

Part 5 (**clause 26**) provides for transfer payments of \$4,155,707,000 from the Commonwealth to non-Government schools and local government.

Part 6 General

Part 6 (**clauses 27–31**) contains a provision for Commonwealth transfer payments and 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 2016 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.

Part 7 Budget variations for the year 2014–15

Part 7 (**clauses 32 and 33**) provides for budget variations for the 2014–15 financial year.

Clause 32 appropriates \$77,709,000 for (and reports the details of) the recurrent services for which the “Advance to the Treasurer” for that financial year was expended, as set out in Column 1

of Schedule 1 to the proposed Act. Accordingly, the amount appropriated for the Advance for that financial year (originally \$170,000,000) is reduced by the amount appropriated by the clause.

The amount appropriated is in addition to any other amounts appropriated in respect of the 2014–15 financial year, subject to that adjustment of the amount appropriated for the Advance.

Clause 33 contains miscellaneous provisions concerning the operation of the budget variations made by the proposed Act. The budget variations are to be construed as part of the annual Appropriation Act for the 2014–15 financial year. The provisions validate any payment out of the Consolidated Fund, and any approval of expenditure and expenditure, of the sum appropriated by the proposed Act to give effect to those variations, that occurred before the date of assent to the proposed Act.