



New South Wales

Appropriation Bill 2019

Explanatory note

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

The following Bills are cognate with this Bill:

Appropriation (Parliament) Bill 2019

State Revenue and Other Legislation Amendment Bill 2019

Overview of Bill

The object of this Bill is to appropriate from the Consolidated Fund various sums of money required during the 2019–20 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 2019–20 financial year contains an additional appropriation which allocates revenue raised in connection with gaming machine taxes to the Minister for Health and Medical Research for spending on health related services.

The Bill for the 2019–20 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 2019–20 financial year.

The Bill also appropriates the additional amounts for recurrent services under section 22 (1) of the *Public Finance and Audit Act 1983*, the details of which are set out in Column 1 of Schedule 1.

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 4–13**) provides for the appropriations for the services of the specified departments for the financial year of 2019–20. The total amount appropriated is \$82,530,500,000.

Part 3 Additional appropriation for health related services

Part 3 (**clause 14**) makes an additional appropriation of \$399,926,916 to the Minister for Health and Medical Research, being part of the revenue raised from gaming machine taxes.

Part 4 Appropriation (Special Offices)

Part 4 (**clauses 15–23**) provides for the appropriations for the services of the specified offices for the financial year of 2019–20. The total amount appropriated is \$432,911,000.

Part 5 Commonwealth transfer payments

Part 5 (**clause 24**) provides for transfer payments of \$4,308,000,000 from the Commonwealth to non-Government schools and local government.

Part 6 General

Part 6 (**clauses 25–30**) provides for general matters related to the appropriations set out in the proposed Act.

Clause 25 enables the Treasurer to authorise payment for a purpose, in excess of the sum appropriated for the purpose, in specified circumstances (including, subject to certain preconditions, if the Treasurer is satisfied that the appropriated sum is insufficient to enable the purpose to be effectively and efficiently carried out). **Clause 26** allows the Treasurer to delegate the Treasurer's functions under clause 25. **Clause 27** allows a Minister to delegate the Minister's functions under clause 25 (3) (a).

Clause 28 allows the Treasurer to apply an appropriation differently in the event that responsibility for a service is transferred.

Clause 29 makes it clear that budget related 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 30 deems certain payments that may be made from the Consolidated Fund on or after 1 July 2019 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 2018–19

Part 7 (**clauses 31 and 32**) provides for budget variations for the 2018–19 financial year.

Clause 31 appropriates \$6,350,000,000 for recurrent services in accordance with section 22 (1) of the *Public Finance and Audit Act 1983*, as set out in Column 1 of **Schedule 1** to the proposed Act.

Clause 32 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 2018–19 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.