



New South Wales

Appropriation Bill 2002

Explanatory note

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

The following Bills are cognate with this Bill:

- *Appropriation (Parliament) Bill 2002*
- *Appropriation (Special Offices) Bill 2002*
- *General Government Liability Management Fund Bill 2002*
- *Protection of the Environment Operations Amendment (Tradeable Emission Schemes Fund) Bill 2002*
- *Public Finance and Audit Amendment (Budgeting and Financial Reporting) Bill 2002*
- *State Revenue Legislation Amendment (Budget) Bill 2002.*

Overview of Bill

The object of this Bill is to appropriate various sums of money required for the recurrent services and capital works and services of the Government during the 2002–03 financial year.

The Bill relates to appropriations from the Consolidated Fund—the principal account of the Government for General Government Budget Dependent transactions. The Consolidated Fund could be considered as the “public purse” and largely comprises receipts from, and payments out of, taxes, fines, some regulatory fees, Commonwealth grants and income from Crown assets.

In addition to allocations from the Consolidated Fund, most General Government Budget Dependent agencies would have other sources of moneys available to them. These moneys could arise from user charges, retention of asset sale proceeds, industry contributions, etc. These are not appropriated by Parliament as they are not in the nature of taxes or other mandatory levies for which a service is not provided in return for payment.



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Appropriation Bill 2002

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New South Wales

Appropriation Bill 2002

No. , 2002

A Bill for

An Act to appropriate out of the Consolidated Fund sums for the recurrent services and capital works and services of the Government for the year 2002–03.

See also Appropriation (Parliament) Bill 2002, Appropriation (Special Offices) Bill 2002, General Government Liability Management Fund Bill 2002, Protection of the Environment Operations Amendment (Tradeable Emission Schemes Fund) Bill 2002, Public Finance and Audit Amendment (Budgeting and Financial Reporting) Bill 2002, State Revenue Legislation Amendment (Budget) Bill 2002.

Clause 1 Appropriation Bill 2002

Part 1 Preliminary

The Legislature of New South Wales enacts: 1

Part 1 Preliminary 2

1 Name of Act 3

 This Act is the *Appropriation Act 2002*. 4

2 Commencement 5

 This Act commences or is taken to have commenced on 1 July 2002. 6

3 Interpretation 7

 In this Act, a reference to the year 2002–03 is a reference to the year 8
 from 1 July 2002 to 30 June 2003. 9

Part 2 Appropriations out of the Consolidated Fund	1
4 General appropriation from Consolidated Fund 2002–03 for recurrent services	2 3
(1) Out of the Consolidated Fund there are hereby appropriated the sums identified in sections 6 to 24, inclusive, as the sums appropriated by this Act for recurrent services, which sums may be issued and applied for or towards the several uses and purposes expressed in those sections for the recurrent services of the Government for the year 2002–03.	4 5 6 7 8 9
(2) The total sum appropriated out of the Consolidated Fund for the recurrent services of the Government for the year 2002–03, in accordance with the provisions of sections 6 to 24, inclusive, is the sum of \$27,074,541,000.	10 11 12 13
(3) Any amounts expended for recurrent services under section 25 of the <i>Public Finance and Audit Act 1983</i> or any Supply Act on or after 1 July 2002 and before the date of assent to this Act are taken to have been expended out of such of the sums for recurrent services set out in sections 6 to 24, inclusive, as may be determined by the Treasurer.	14 15 16 17 18
5 General appropriation from Consolidated Fund 2002–03 for capital works and services	19 20
(1) Out of the Consolidated Fund there are hereby appropriated the sums identified in sections 6 to 24, inclusive, as the sums appropriated by this Act for capital works and services, which sums may be issued and applied for or towards the several uses and purposes expressed in those sections for capital works and services for the year 2002–03.	21 22 23 24 25
(2) The total sum appropriated out of the Consolidated Fund for capital works and services for the year 2002–03, in accordance with the provisions of sections 6 to 24, inclusive, is the sum of \$3,979,775,000.	26 27 28
(3) Any amounts expended for capital works and services under section 25 of the <i>Public Finance and Audit Act 1983</i> or any Supply Act on or after 1 July 2002 and before the date of assent to this Act are taken to have been expended out of such of the sums for capital works and services set out in sections 6 to 24, inclusive, as may be determined by the Treasurer.	29 30 31 32 33 34

Clause 6 Appropriation Bill 2002

Part 2 Appropriations out of the Consolidated Fund

6 Premier, Minister for the Arts and Minister for Citizenship		1
(1) RECURRENT SERVICES: The sum of \$350,791,000 is hereby appropriated to the Premier, Minister for the Arts and Minister for Citizenship for the recurrent services of the following:		2
		3
		4
		5
	\$,000	
01. Cabinet Office	17,305	6
02. Parliamentary Counsel's Office	4,786	7
03. Premier's Department	91,244	8
04. Independent Pricing and Regulatory Tribunal	11,721	9
05. Centennial Park and Moore Park Trust	3,664	10
06. Commission for Children and Young People	5,950	11
07. Ministry for the Arts	67,511	12
08. State Library of New South Wales	47,194	13
09. Australian Museum	20,942	14
10. Museum of Applied Arts and Sciences	27,112	15
11. Historic Houses Trust of New South Wales	14,904	16
12. Art Gallery of New South Wales	16,267	17
13. State Records Authority	5,150	18
14. New South Wales Film and Television Office	7,406	19
15. Community Relations Commission	9,635	20
	<hr/>	
Total, Recurrent Services	350,791	21

(2) CAPITAL WORKS AND SERVICES: The sum of \$53,951,000 is hereby appropriated to the Premier, Minister for the Arts and Minister for Citizenship for the capital works and services of the following:		1
		2
		3
		4
	\$,000	5
01. Cabinet Office	27	6
02. Parliamentary Counsel's Office	563	7
03. Premier's Department	810	8
04. Independent Pricing and Regulatory Tribunal	196	9
05. Centennial Park and Moore Park Trust	2,156	10
06. Commission for Children and Young People	279	11
07. Ministry for the Arts	11,142	12
08. State Library of New South Wales	10,349	13
09. Australian Museum	3,588	14
10. Museum of Applied Arts and Sciences	4,951	15
11. Historic Houses Trust of New South Wales	6,322	16
12. Art Gallery of New South Wales	11,686	17
13. State Records Authority	345	18
14. New South Wales Film and Television Office	44	19
15. Community Relations Commission	1,493	20
	<u>53,951</u>	21

7 Minister for Agriculture and Minister for Corrective Services 22

(1) RECURRENT SERVICES: The sum of \$699,525,000 is hereby appropriated to the Minister for Agriculture and Minister for Corrective Services for the recurrent services of the following:		23
		24
		25
	\$,000	26
01. Department of Agriculture	152,357	27
02. Rural Assistance Authority	31,806	28
03. Department of Corrective Services	515,362	29
	<u>699,525</u>	30

Clause 7 Appropriation Bill 2002

Part 2 Appropriations out of the Consolidated Fund

(2) CAPITAL WORKS AND SERVICES: The sum of \$124,759,000 is hereby appropriated to the Minister for Agriculture and Minister for Corrective Services for the capital works and services of the following:

	\$,000	
01. Department of Agriculture	7,587	
02. Rural Assistance Authority	50	
03. Department of Corrective Services	<u>117,122</u>	
Total, Capital Works and Services	<u>124,759</u>	

8 Attorney General, Minister for the Environment and Minister for Emergency Services

(1) RECURRENT SERVICES: The sum of \$1,120,754,000 is hereby appropriated to the Attorney General, Minister for the Environment and Minister for Emergency Services for the recurrent services of the following:

	\$,000	
01. Attorney General's Department	312,411	
02. Judicial Commission of New South Wales	3,365	
03. Legal Aid Commission of New South Wales	61,230	
04. Environment Protection Authority	139,569	
05. Environmental Trust	15,225	
06. National Parks and Wildlife Service	187,682	
07. Royal Botanic Gardens and Domain Trust	15,959	
08. New South Wales Fire Brigades	350,584	
09. Department of Rural Fire Service	17,378	
10. State Emergency Service	<u>17,351</u>	
Total, Recurrent Services	<u>1,120,754</u>	

(2) CAPITAL WORKS AND SERVICES: The sum of \$109,503,000 is hereby appropriated to the Attorney General, Minister for the Environment and Minister for Emergency Services for the capital works and services of the following:

	\$,000	
01. Attorney General's Department	36,260	6
02. Judicial Commission of New South Wales	49	7
03. Legal Aid Commission of New South Wales	1,762	8
04. Environment Protection Authority	7,018	9
05. National Parks and Wildlife Service	37,114	10
06. Royal Botanic Gardens and Domain Trust	2,568	11
07. New South Wales Fire Brigades	19,858	12
08. State Emergency Service	<u>4,874</u>	13
Total, Capital Works and Services	<u>109,503</u>	14

9 Minister for Community Services, Minister for Ageing, Minister for Disability Services and Minister for Women

(1) RECURRENT SERVICES: The sum of \$1,698,070,000 is hereby appropriated to the Minister for Community Services, Minister for Ageing, Minister for Disability Services and Minister for Women for the recurrent services of the following:

	\$,000	
01. Department of Community Services	610,843	22
02. Community Services Commission	3,865	23
03. Office of the Children's Guardian	2,576	24
04. Department of Ageing, Disability and Home Care	1,075,683	25
05. Department for Women	<u>5,103</u>	26
Total, Recurrent Services	<u>1,698,070</u>	27

Clause 9 Appropriation Bill 2002

Part 2 Appropriations out of the Consolidated Fund

(2) CAPITAL WORKS AND SERVICES: The sum of \$24,977,000 is hereby appropriated to the Minister for Community Services, Minister for Ageing, Minister for Disability Services and Minister for Women for the capital works and services of the following:

	\$,000	
01. Department of Community Services	12,251	6
02. Community Services Commission	18	7
03. Office of the Children's Guardian	40	8
04. Department of Ageing, Disability and Home Care	12,480	9
05. Department for Women	188	10
Total, Capital Works and Services	<u>24,977</u>	11

10 Minister for Education and Training 12

(1) RECURRENT SERVICES: The sum of \$6,410,885,000 is hereby appropriated to the Minister for Education and Training for the recurrent services of the following: 13
14
15

	\$,000	
01. Department of Education and Training	6,332,216	17
02. Office of the Board of Studies	<u>78,669</u>	18
Total, Recurrent Services	<u>6,410,885</u>	19

(2) CAPITAL WORKS AND SERVICES: The sum of \$367,530,000 is hereby appropriated to the Minister for Education and Training for the capital works and services of the following: 20
21
22

	\$,000	
01. Department of Education and Training	364,730	24
02. Office of the Board of Studies	<u>2,800</u>	25
Total, Capital Works and Services	<u>367,530</u>	26

11	Minister for Gaming and Racing		1
(1)	RECURRENT SERVICES: The sum of \$35,658,000 is hereby appropriated to the Minister for Gaming and Racing for the recurrent services of the following:		2 3 4
		\$,000	5
	01. Department of Gaming and Racing	29,376	6
	02. Casino Control Authority	<u>6,282</u>	7
	Total, Recurrent Services	<u>35,658</u>	8
(2)	CAPITAL WORKS AND SERVICES: The sum of \$2,734,000 is hereby appropriated to the Minister for Gaming and Racing for the capital works and services of the following:		9 10 11
		\$,000	12
	01. Department of Gaming and Racing	2,564	13
	02. Casino Control Authority	<u>170</u>	14
	Total, Capital Works and Services	<u>2,734</u>	15
12	Minister for Health		16
(1)	RECURRENT SERVICES: The sum of \$6,655,591,000 is hereby appropriated to the Minister for Health for the recurrent services of the following:		17 18 19
		\$,000	20
	01. Department of Health	6,648,551	21
	02. Health Care Complaints Commission	<u>7,040</u>	22
	Total, Recurrent Services	<u>6,655,591</u>	23

14	Minister for Juvenile Justice		1
(1)	RECURRENT SERVICES: The sum of \$108,036,000 is hereby appropriated to the Minister for Juvenile Justice for the recurrent services of the following:		2 3 4
		\$,000	5
01.	Department of Juvenile Justice	<u>108,036</u>	6
	Total, Recurrent Services	<u>108,036</u>	7
(2)	CAPITAL WORKS AND SERVICES: The sum of \$22,766,000 is hereby appropriated to the Minister for Juvenile Justice for the capital works and services of the following:		8 9 10
		\$,000	11
01.	Department of Juvenile Justice	<u>22,766</u>	12
	Total, Capital Works and Services	<u>22,766</u>	13
15	Minister for Land and Water Conservation and Minister for Fair Trading		14
(1)	RECURRENT SERVICES: The sum of \$460,119,000 is hereby appropriated to the Minister for Land and Water Conservation and Minister for Fair Trading, for the recurrent services of the following:		15 16 17
		\$,000	18
01.	Department of Land and Water Conservation	402,325	19
02.	Department of Fair Trading	<u>57,794</u>	20
	Total, Recurrent Services	<u>460,119</u>	21

Clause 15 Appropriation Bill 2002

Part 2 Appropriations out of the Consolidated Fund

(2) CAPITAL WORKS AND SERVICES: The sum of \$47,480,000 is hereby appropriated to the Minister for Land and Water Conservation and Minister for Fair Trading, for the capital works and services of the following:

	\$,000	5
01. Department of Land and Water Conservation	45,336	6
02. Department of Fair Trading	<u>2,144</u>	7
Total, Capital Works and Services	<u>47,480</u>	8

16 Minister for Local Government, Minister for Regional Development and Minister for Rural Affairs

(1) RECURRENT SERVICES: The sum of \$86,346,000 is hereby appropriated to the Minister for Local Government, Minister for Regional Development and Minister for Rural Affairs for the recurrent services of the following:

	\$,000	15
01. Department of Local Government	<u>86,346</u>	16
Total, Recurrent Services	<u>86,346</u>	17

(2) CAPITAL WORKS AND SERVICES: The sum of \$838,000 is hereby appropriated to the Minister for Local Government, Minister for Regional Development and Minister for Rural Affairs for the capital works and services of the following:

	\$,000	22
01. Department of Local Government	<u>838</u>	23
Total, Capital Works and Services	<u>838</u>	24

17	Minister for Mineral Resources and Minister for Fisheries		1
(1)	RECURRENT SERVICES: The sum of \$93,479,000 is hereby appropriated to the Minister for Mineral Resources and Minister for Fisheries for the recurrent services of the following:		2 3 4
		\$,000	5
	01. Department of Mineral Resources	43,899	6
	02. Coal Compensation Board	13,491	7
	03. New South Wales Fisheries	<u>36,089</u>	8
	Total, Recurrent Services	<u>93,479</u>	9
(2)	CAPITAL WORKS AND SERVICES: The sum of \$4,098,000 is hereby appropriated to the Minister for Mineral Resources and Minister for Fisheries for the capital works and services of the following:		10 11 12 13
		\$,000	14
	01. Department of Mineral Resources	1,508	15
	02. New South Wales Fisheries	<u>2,590</u>	16
	Total, Capital Works and Services	<u>4,098</u>	17
18	Minister for Planning, Minister for Aboriginal Affairs and Minister for Housing		18 19
(1)	RECURRENT SERVICES: The sum of \$601,183,000 is hereby appropriated to the Minister for Planning, Minister for Aboriginal Affairs and Minister for Housing for the recurrent services of the following:		20 21 22 23
		\$,000	24
	01. Department of Planning	80,730	25
	02. Heritage Office	4,907	26
	03. Payments to other government bodies under the control of the Minister	494,027	27
	04. Department of Aboriginal Affairs	<u>21,519</u>	28
	Total, Recurrent Services	<u>601,183</u>	29

Clause 18 Appropriation Bill 2002

Part 2 Appropriations out of the Consolidated Fund

(2) CAPITAL WORKS AND SERVICES: The sum of \$5,904,000 is hereby appropriated to the Minister for Planning, Minister for Aboriginal Affairs and Minister for Housing for the capital works and services of the following:

	\$,000	5
01. Department of Planning	4,057	6
02. Heritage Office	772	7
03. Department of Aboriginal Affairs	<u>1,075</u>	8
Total, Capital Works and Services	<u>5,904</u>	9

19 Minister for Police 10

(1) RECURRENT SERVICES: The sum of \$1,429,547,000 is hereby appropriated to the Minister for Police for the recurrent services of the following:

	\$,000	14
01. Ministry for Police	5,167	15
02. New South Wales Police Service	1,401,320	16
03. New South Wales Crime Commission	8,662	17
04. Police Integrity Commission	<u>14,398</u>	18
Total, Recurrent Services	<u>1,429,547</u>	19

(2) CAPITAL WORKS AND SERVICES: The sum of \$78,028,000 is hereby appropriated to the Minister for Police for the capital works and services of the following:

	\$,000	23
01. Ministry for Police	1,029	24
02. New South Wales Police Service	75,264	25
03. New South Wales Crime Commission	1,175	26
04. Police Integrity Commission	<u>560</u>	27
Total, Capital Works and Services	<u>78,028</u>	28

20	Minister for Public Works and Services and Minister for Sport and Recreation		1
			2
(1)	RECURRENT SERVICES: The sum of \$84,318,000 is hereby appropriated to the Minister for Public Works and Services and Minister for Sport and Recreation for the recurrent services of the following:		3
			4
			5
			6
		\$,000	7
01.	Office of the Minister for Public Works and Services	30,999	8
02.	Department of Sport and Recreation	<u>53,319</u>	9
	Total, Recurrent Services	<u>84,318</u>	10
(2)	CAPITAL WORKS AND SERVICES: The sum of \$22,209,000 is hereby appropriated to the Minister for Public Works and Services and Minister for Sport and Recreation for the capital works and services of the following:		11
			12
			13
			14
		\$,000	15
01.	Office of the Minister for Public Works and Services	10	16
02.	Department of Sport and Recreation	<u>22,199</u>	17
	Total, Capital Works and Services	<u>22,209</u>	18
			19
21	Minister for Small Business and Minister for Tourism		20
(1)	RECURRENT SERVICES: The sum of \$42,748,000 is hereby appropriated to the Minister for Small Business and Minister for Tourism for the recurrent services of the following:		21
			22
			23
			24
		\$,000	25
01.	Tourism New South Wales	<u>42,748</u>	26
	Total, Recurrent Services	<u>42,748</u>	27

Clause 21 Appropriation Bill 2002

Part 2 Appropriations out of the Consolidated Fund

(2) CAPITAL WORKS AND SERVICES: The sum of \$1,360,000 is hereby appropriated to the Minister for Small Business and Minister for Tourism for the capital works and services of the following:

	\$,000	
01. Tourism New South Wales	1,360	
Total, Capital Works and Services	<u>1,360</u>	

22 Special Minister of State and Minister for Industrial Relations

(1) RECURRENT SERVICES: The sum of \$15,796,000 is hereby appropriated to the Special Minister of State and Minister for Industrial Relations for the recurrent services of the following:

	\$,000	
01. Department of Industrial Relations	15,796	
Total, Recurrent Services	<u>15,796</u>	

(2) CAPITAL WORKS AND SERVICES: The sum of \$782,000 is hereby appropriated to the Special Minister of State and Minister for Industrial Relations for the capital works and services of the following:

	\$,000	
01. Department of Industrial Relations	782	
Total, Capital Works and Services	<u>782</u>	

23 Minister for Transport and Minister for Roads

(1) RECURRENT SERVICES: The sum of \$3,358,056,000 is hereby appropriated to the Minister for Transport and Minister for Roads for the recurrent services of the following:

	\$000	
01. Department of Transport	2,197,795	
02. Office of Co-ordinator General of Rail	3,061	
03. Roads and Traffic Authority	<u>1,157,200</u>	
Total, Recurrent Services	<u>3,358,056</u>	

(2) CAPITAL WORKS AND SERVICES: The sum of \$1,089,490,000 is hereby appropriated to the Minister for Transport and Minister for Roads for the capital works and services of the following:

	\$000	
01. Department of Transport	44,716	
02. Roads and Traffic Authority	1,028,355	
03. Waterways Authority	<u>16,419</u>	
Total, Capital Works and Services	<u>1,089,490</u>	

24 Treasurer and Minister for State Development

(1) RECURRENT SERVICES: The sum of \$3,518,480,000 is hereby appropriated to the Treasurer and Minister for State Development for the recurrent services of the following:

	\$,000	
01. Treasury	400,460	
02. Crown Finance Entity	2,731,444	
03. Advance to the Treasurer	250,000	
04. Sydney Olympic Park Authority	39,422	
05. Department of State and Regional Development	<u>97,154</u>	
Total, Recurrent Services	<u>3,518,480</u>	

Clause 24 Appropriation Bill 2002

Part 2 Appropriations out of the Consolidated Fund

(2) CAPITAL WORKS AND SERVICES: The sum of \$1,572,844,000 is hereby appropriated to the Treasurer and Minister for State Development for the capital works and services of the following:			1
			2
			3
		\$,000	4
01. Treasury	10,134		5
02. Crown Finance Entity	1,503,828		6
03. Advance to the Treasurer	40,000		7
04. Sydney Olympic Park Authority	18,149		8
05. Department of State and Regional Development	<u>733</u>		9
Total, Capital Works and Services	<u>1,572,844</u>		10

Part 3 General

1

25 Variation of authorised payments from Consolidated Fund

2

- (1) In this section, *purpose* means a purpose specified in Part 2 in relation to a Minister to which a sum is appropriated for recurrent services or for capital works and services.
 - 3
 - 4
 - 5
- (2) Payment of a sum appropriated under Part 2 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*.
 - 6
 - 7
 - 8
 - 9
- (3) If the exigencies of government so require, the Treasurer may authorise the payment of a sum in excess of the amount 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 subsection (4).
 - 10
 - 11
 - 12
 - 13
 - 14
- (4) A sum appropriated for recurrent services may only be paid out for recurrent services and a sum appropriated for capital works and services may only be paid out for capital works and services.
 - 15
 - 16
 - 17
- (5) This section does not apply to sums appropriated by another Act.
 - 18
- (6) 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.
 - 19
 - 20
 - 21
- (7) The Treasurer is to inform the Auditor-General of every authorisation given under this section.
 - 22
 - 23

Clause 26 Appropriation Bill 2002

Part 3 General

26	Appointment of person to carry out the functions of the Treasurer under section 25	1
		2
(1)	The Treasurer may appoint a person to carry out the Treasurer's functions under section 25.	3
		4
(2)	Any such appointment is subject to such conditions (if any) as the Treasurer determines.	5
		6
(3)	The Treasurer may revoke any such appointment at any time.	7
(4)	A person appointed under this section has, in place of the Treasurer, the Treasurer's function under section 25 (7) of informing the Auditor-General of every authorisation given by the person under section 25.	8
		9
		10