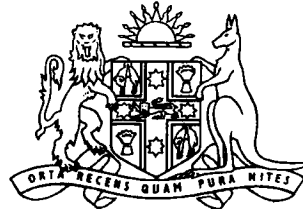


Passed by both Houses



New South Wales

Appropriation Bill 2002

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I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

*Clerk of the Legislative Assembly.
Legislative Assembly,
Sydney, , 2002*



New South Wales

Appropriation Bill 2002

Act No , 2002

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

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

Chairman of Committees of the Legislative Assembly.

Clause 1 Appropriation Bill 2002

Part 1 Preliminary

The Legislature of New South Wales enacts:

Part 1 Preliminary

1 Name of Act

This Act is the *Appropriation Act 2002*.

2 Commencement

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

3 Interpretation

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

Part 2 Appropriations out of the Consolidated Fund

4 General appropriation from Consolidated Fund 2002–03 for recurrent services

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

5 General appropriation from Consolidated Fund 2002–03 for capital works and services

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

Clause 6 Appropriation Bill 2002

Part 2 Appropriations out of the Consolidated Fund

6 Premier, Minister for the Arts and Minister for Citizenship

(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:

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

- (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:

	\$,000	
		1
01. Cabinet Office	27	2
02. Parliamentary Counsel's Office	563	3
03. Premier's Department	810	4
04. Independent Pricing and Regulatory Tribunal	196	5
05. Centennial Park and Moore Park Trust	2,156	6
06. Commission for Children and Young People	279	7
07. Ministry for the Arts	11,142	8
08. State Library of New South Wales	10,349	9
09. Australian Museum	3,588	10
10. Museum of Applied Arts and Sciences	4,951	11
11. Historic Houses Trust of New South Wales	6,322	12
12. Art Gallery of New South Wales	11,686	13
13. State Records Authority	345	14
14. New South Wales Film and Television Office	44	15
15. Community Relations Commission	1,493	16
	<u>53,951</u>	
Total, Capital Works and Services	<u>53,951</u>	17

7 Minister for Agriculture and Minister for Corrective Services

- (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:

	\$,000	
		1
01. Department of Agriculture	152,357	2
02. Rural Assistance Authority	31,806	3
03. Department of Corrective Services	515,362	4
	<u>699,525</u>	
Total, Recurrent Services	<u>699,525</u>	5

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	2
02. Rural Assistance Authority	50	3
03. Department of Corrective Services	<u>117,122</u>	4
Total, Capital Works and Services	<u>124,759</u>	5

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	2
02. Judicial Commission of New South Wales	3,365	3
03. Legal Aid Commission of New South Wales	61,230	4
04. Environment Protection Authority	139,569	5
05. Environmental Trust	15,225	6
06. National Parks and Wildlife Service	187,682	7
07. Royal Botanic Gardens and Domain Trust	15,959	8
08. New South Wales Fire Brigades	350,584	9
09. Department of Rural Fire Service	17,378	10
10. State Emergency Service	<u>17,351</u>	11
Total, Recurrent Services	<u>1,120,754</u>	12

- (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	2
02. Judicial Commission of New South Wales	49	3
03. Legal Aid Commission of New South Wales	1,762	4
04. Environment Protection Authority	7,018	5
05. National Parks and Wildlife Service	37,114	6
06. Royal Botanic Gardens and Domain Trust	2,568	7
07. New South Wales Fire Brigades	19,858	8
08. State Emergency Service	<u>4,874</u>	9
Total, Capital Works and Services	<u>109,503</u>	10

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	2
02. Community Services Commission	3,865	3
03. Office of the Children's Guardian	2,576	4
04. Department of Ageing, Disability and Home Care	1,075,683	5
05. Department for Women	<u>5,103</u>	6
Total, Recurrent Services	<u>1,698,070</u>	7

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	2
02. Community Services Commission	18	3
03. Office of the Children's Guardian	40	4
04. Department of Ageing, Disability and Home Care	12,480	5
05. Department for Women	<u>188</u>	6
Total, Capital Works and Services	<u>24,977</u>	7

10 Minister for Education and Training

(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:

	\$,000	
01. Department of Education and Training	6,332,216	2
02. Office of the Board of Studies	<u>78,669</u>	3
Total, Recurrent Services	<u>6,410,885</u>	4

(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:

	\$,000	
01. Department of Education and Training	364,730	2
02. Office of the Board of Studies	<u>2,800</u>	3
Total, Capital Works and Services	<u>367,530</u>	4

11 Minister for Gaming and Racing

(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:

	\$,000	1
01. Department of Gaming and Racing	29,376	2
02. Casino Control Authority	<u>6,282</u>	3
Total, Recurrent Services	<u>35,658</u>	4

(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:

	\$,000	1
01. Department of Gaming and Racing	2,564	2
02. Casino Control Authority	<u>170</u>	3
Total, Capital Works and Services	<u>2,734</u>	4

12 Minister for Health

(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:

	\$,000	1
01. Department of Health	6,648,551	2
02. Health Care Complaints Commission	<u>7,040</u>	3
Total, Recurrent Services	<u>6,655,591</u>	4

Clause 12 Appropriation Bill 2002

Part 2 Appropriations out of the Consolidated Fund

(2) CAPITAL WORKS AND SERVICES: The sum of \$425,107,000 is hereby appropriated to the Minister for Health for the capital works and services of the following:

	\$,000	
01. Department of Health	425,107	2
Total, Capital Works and Services	<u>425,107</u>	3

13 Minister for Information Technology, Minister for Energy, Minister for Forestry and Minister for Western Sydney

(1) RECURRENT SERVICES: The sum of \$305,159,000 is hereby appropriated to the Minister for Information Technology, Minister for Energy, Minister for Forestry and Minister for Western Sydney for the recurrent services of the following:

	\$,000	
01. Department of Information Technology and Management	120,722	2
02. Ministry of Energy and Utilities	87,614	3
03. Sustainable Energy Development Authority	9,362	4
04. Payments for Water and Sewerage Assistance	87,461	5
Total, Recurrent Services	<u>305,159</u>	6

(2) CAPITAL WORKS AND SERVICES: The sum of \$23,035,000 is hereby appropriated to the Minister for Information Technology, Minister for Energy, Minister for Forestry and Minister for Western Sydney for the capital works and services of the following:

	\$,000	
01. Department of Information Technology and Management	21,960	2
02. Ministry of Energy and Utilities	75	3
03. Sustainable Energy Development Authority	1,000	4
Total, Capital Works and Services	<u>23,035</u>	5

14 Minister for Juvenile Justice

(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:

		\$,000	
01.	Department of Juvenile Justice	<u>108,036</u>	2
	Total, Recurrent Services	<u>108,036</u>	3

(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:

		\$,000	
01.	Department of Juvenile Justice	<u>22,766</u>	2
	Total, Capital Works and Services	<u>22,766</u>	3

15 Minister for Land and Water Conservation and Minister for Fair Trading

(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:

		\$,000	
01.	Department of Land and Water Conservation	402,325	2
02.	Department of Fair Trading	<u>57,794</u>	3
	Total, Recurrent Services	<u>460,119</u>	4

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	1
01. Department of Land and Water Conservation	45,336	2
02. Department of Fair Trading	<u>2,144</u>	3
Total, Capital Works and Services	<u>47,480</u>	4

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	1
01. Department of Local Government	<u>86,346</u>	2
Total, Recurrent Services	<u>86,346</u>	3

(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	1
01. Department of Local Government	<u>838</u>	2
Total, Capital Works and Services	<u>838</u>	3

17 Minister for Mineral Resources and Minister for Fisheries

- (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:

	\$,000	1
01. Department of Mineral Resources	43,899	2
02. Coal Compensation Board	13,491	3
03. New South Wales Fisheries	<u>36,089</u>	4
Total, Recurrent Services	<u>93,479</u>	5

- (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:

	\$,000	1
01. Department of Mineral Resources	1,508	2
02. New South Wales Fisheries	<u>2,590</u>	3
Total, Capital Works and Services	<u>4,098</u>	4

18 Minister for Planning, Minister for Aboriginal Affairs and Minister for Housing

- (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:

	\$,000	1
01. Department of Planning	80,730	2
02. Heritage Office	4,907	3
03. Payments to other government bodies under the control of the Minister	494,027	4
04. Department of Aboriginal Affairs	<u>21,519</u>	5
Total, Recurrent Services	<u>601,183</u>	6

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	1
01. Department of Planning	4,057	2
02. Heritage Office	772	3
03. Department of Aboriginal Affairs	<u>1,075</u>	4
Total, Capital Works and Services	<u>5,904</u>	5

19 Minister for Police

(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	1
01. Ministry for Police	5,167	2
02. New South Wales Police Service	1,401,320	3
03. New South Wales Crime Commission	8,662	4
04. Police Integrity Commission	<u>14,398</u>	5
Total, Recurrent Services	<u>1,429,547</u>	6

(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	1
01. Ministry for Police	1,029	2
02. New South Wales Police Service	75,264	3
03. New South Wales Crime Commission	1,175	4
04. Police Integrity Commission	<u>560</u>	5
Total, Capital Works and Services	<u>78,028</u>	6

20 Minister for Public Works and Services and Minister for Sport and Recreation

- (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:

	\$,000	1
01. Office of the Minister for Public Works and Services	30,999	2
02. Department of Sport and Recreation	<u>53,319</u>	3
Total, Recurrent Services	<u>84,318</u>	4

- (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:

	\$,000	1
01. Office of the Minister for Public Works and Services	10	2
02. Department of Sport and Recreation	<u>22,199</u>	3
Total, Capital Works and Services	<u>22,209</u>	

21 Minister for Small Business and Minister for Tourism

- (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:

	\$,000	1
01. Tourism New South Wales	<u>42,748</u>	2
Total, Recurrent Services	<u>42,748</u>	3

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	2
Total, Capital Works and Services	<u>1,360</u>	3

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	<u>15,796</u>	2
Total, Recurrent Services	<u>15,796</u>	3

(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	<u>782</u>	2
Total, Capital Works and Services	<u>782</u>	3

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	2
02. Roads and Traffic Authority	1,028,355	3
03. Waterways Authority	<u>16,419</u>	4
Total, Capital Works and Services	<u>1,089,490</u>	5

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	2
02. Crown Finance Entity	2,731,444	3
03. Advance to the Treasurer	250,000	4
04. Sydney Olympic Park Authority	39,422	5
05. Department of State and Regional Development	<u>97,154</u>	6
Total, Recurrent Services	<u>3,518,480</u>	7

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:

	\$,000	
01. Treasury	10,134	2
02. Crown Finance Entity	1,503,828	3
03. Advance to the Treasurer	40,000	4
04. Sydney Olympic Park Authority	18,149	5
05. Department of State and Regional Development	<u>733</u>	6
Total, Capital Works and Services	<u>1,572,844</u>	7

Part 3 General

25 Variation of authorised payments from Consolidated Fund

- (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.
- (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*.
- (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).
- (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.
- (5) This section does not apply to sums appropriated by another Act.
- (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.
- (7) The Treasurer is to inform the Auditor-General of every authorisation given under this section.

Clause 26 Appropriation Bill 2002

Part 3 General

26 Appointment of person to carry out the functions of the Treasurer under section 25

- (1) The Treasurer may appoint a person to carry out the Treasurer's functions under section 25.
- (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 25 (7) of informing the Auditor-General of every authorisation given by the person under section 25.