

Appropriation Bills

2020-21



Budget Paper No. 5

Circulated by The Hon. Dominic Perrottet MP, Treasurer



New South Wales

Appropriation Bill 2020

Explanatory note

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

The following Bills are cognate with this Bill—

Appropriation (Parliament) Bill 2020

Payroll Tax Amendment Bill 2020

Overview of Bill

The object of this Bill is to appropriate from the Consolidated Fund various sums of money required during the 2020–21 financial year for the services of the Government, including—

- (a) Departments of the Public Service, and
- (b) various special offices.

The Consolidated Fund largely comprises receipts from, and payments out of, taxes, fines, some regulatory fees, Commonwealth grants and income from Crown assets.

This Bill—

- (a) appropriates a single sum for the services of each agency, including recurrent services, capital works and services, and debt repayment, and
- (b) 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, and
- (c) contains provision for transfer payments from the Commonwealth to non-government schools and local government, and
- (d) provides for appropriation for the whole of the 2020–21 financial 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.

Clause 3 defines terms used in the proposed Act.

Part 2 Appropriations—Departments

Part 2 (**clauses 4–19**) provides for appropriations to specified Ministers for the services of the departments and other matters within the administration of the Ministers for the financial year of 2020–21.

Part 3 Additional appropriation for health related services

Part 3 (**clause 20**) makes an additional appropriation 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 21–29**) provides for the appropriations for the services of the specified offices for the financial year of 2020–21.

Part 5 Commonwealth transfer payments

Part 5 (**clause 30**) provides for transfer payments from the Commonwealth to non-government schools and local government.

Part 6 Variations to authorised payments

Part 6 (**clauses 31–37**) provides for variations to authorised payments to be made in certain circumstances.

Clause 31 provides that payment of an amount that is more than the sum appropriated under the proposed Act or the *Appropriation (Parliament) Act 2020* is not authorised except in accordance with the proposed Part or Part 4 of the *Government Sector Finance Act 2018*.

Clause 32 enables the Treasurer to authorise payment for a purpose, that is more than the sum appropriated for the purpose, if the Treasurer is of the opinion that the exigencies of government require the payment or the sum appropriated for the purpose is insufficient to enable the purpose to be effectively and efficiently carried out. However, an equivalent sum must not be paid out for another purpose.

Clause 33 enables the Treasurer to authorise payment for a purpose, in excess of the sum appropriated for the purpose, if the Treasurer is of the opinion that the additional sum is reasonably necessary because of a State contingency. However, an equivalent sum must not be paid out from the sum appropriated to the Treasurer by the proposed Act for the purpose of State contingencies.

Clause 34 enables the Treasurer to authorise payment for a purpose, in excess of the sum appropriated for the purpose, if the Treasurer is of the opinion that the additional sum is reasonably necessary because of an expense related to the COVID-19 pandemic or inflation. However, an equivalent sum must not be paid out from the sum appropriated to the Treasurer by the proposed Act for the purposes of expenditure related to the COVID-19 pandemic or inflation.

Clause 35 requires the Treasurer to not authorise the payment of a sum under the proposed Part to increase the amount of any salary or wage fixed by law.

Clause 36 provides the proposed Part does not apply to sums appropriated by another Act.

Clause 37 requires the Treasurer to inform the Auditor-General of every authorisation given under the proposed Part.

Part 7 General

Part 7 (**clauses 38–41**) provides for general matters related to the appropriations set out in the proposed Act.

Clause 38 allows the Treasurer to appoint a person to exercise the Treasurer's functions under proposed Part 6.

Clause 39 allows a Minister to appoint an accountable authority to identify any surplus to enable the Treasurer to authorise it to be paid for another purpose under proposed Part 6 if the sum appropriated for that other purpose is insufficient.

Clause 40 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 41 deems certain payments made from the Consolidated Fund on or after 1 July 2020 pending the enactment of the proposed Act to be made out of the sums appropriated by the proposed Act.

Part 8 Budget variations for the year 2019–20

Part 8 (**clauses 42 and 43**) provides for budget variations for the 2019–20 financial year.

Clause 42 appropriates amounts for the exigencies of Government in accordance with section 4.13 of the *Government Sector Finance Act 2018*, as set out in **Schedule 1** to the proposed Act.

Clause 43 provides that the appropriation made by the proposed Part is to be construed as part of the annual Appropriation Act for the 2019–20 financial year. It also validates the following occurring before the date of assent to the proposed Act—

- (a) payment out of the Consolidated Fund of the sum appropriated,
- (b) approval of expenditure of the sum appropriated,
- (c) expenditure of the sum appropriated.



New South Wales

Appropriation Bill 2020

Contents

	Page
Part 1 Preliminary	
1 Name of Act	2
2 Commencement	2
3 Definitions	2
Part 2 Appropriations—Departments	
Division 1 Customer Service	
4 Department of Customer Service	3
5 Digital Restart Fund	3
6 Rental Bond Interest Account	3
Division 2 Education	
7 Department of Education	3
Division 3 Health	
8 Ministry of Health	4
Division 4 Planning, Industry and Environment	
9 Department of Planning, Industry and Environment	4

	Page
Division 5 Premier and Cabinet	
10 Department of Premier and Cabinet	5
Division 6 Regional NSW	
11 Regional NSW	5
Division 7 Stronger Communities	
12 Department of Communities and Justice	6
Division 8 Transport	
13 Transport for NSW	6
Division 9 Treasury	
14 The Treasury	7
15 Crown Finance Entity	7
16 Appropriation to Treasurer for NSW Generations Fund	8
17 Appropriation to Treasurer for Snowy Hydro Legacy Fund	8
18 Appropriation to Treasurer for State contingencies	8
19 Special appropriation to Treasurer for COVID-19 related expenses and inflation	8
Part 3 Additional appropriation for health related services	
20 Special appropriation to Minister for Health and Medical Research—additional revenue from gaming machine taxes	9
Part 4 Appropriations—Special Offices	
21 Independent Pricing and Regulatory Tribunal	10
22 Judicial Commission of New South Wales	10
23 Office of the Children’s Guardian	10
24 Office of the Director of Public Prosecutions	10
25 Independent Commission Against Corruption	11
26 Law Enforcement Conduct Commission	11
27 New South Wales Electoral Commission	11
28 Ombudsman’s Office	11
29 Public Service Commission	12
Part 5 Commonwealth transfer payments	
30 Appropriation for Commonwealth transfer payments	13
Part 6 Variations to authorised payments	
31 Payments not to be in excess of sums specified	14
32 Variations—exigencies of government and appropriations insufficient for purpose	14
33 Variations—State contingencies	14
34 Variations—COVID-19 pandemic and inflation	14
35 Treasurer must not increase fixed salary or wages	15
36 Part does not apply to sums appropriated by another Act	15
37 Treasurer is to inform Auditor-General of authorisations	15

	Page	
Part 7	General	
38	Appointment of person to carry out functions of Treasurer under Part 6	16
39	Appointment of accountable authority to identify surplus	16
40	Budget related information	16
41	Payments authorised on lapse of appropriation	16
Part 8	Budget variations for the year 2019–20	
42	Payments made during 2019–20 under section 4.13 of Government Sector Finance Act 2018	17
43	Operation of budget variations and validation of expenditure	17
Schedule 1	Payments during 2019–20	18



New South Wales

Appropriation Bill 2020

No. , 2020

A Bill for

An Act to appropriate out of the Consolidated Fund sums for the services of the Government for the year 2020–21 and to make an additional appropriation to give effect to budget variations for the year 2019–20.

See also the *Appropriation (Parliament) Bill 2020* and the *Payroll Tax Amendment Bill 2020*.

The Legislature of New South Wales enacts—

Part 1 Preliminary

1 Name of Act

This Act is the *Appropriation Act 2020*.

2 Commencement

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

3 Definitions

In this Act—

services includes the following—

- (a) recurrent services,
- (b) capital works and services,
- (c) repayment of debt.

2019–20 means the year from 1 July 2019 to 30 June 2020.

2020–21 means the year from 1 July 2020 to 30 June 2021.

Part 2 Appropriations—Departments

Note. The total amount appropriated out of the Consolidated Fund for services for the year 2020–21 in accordance with this Part is \$103,213,970,000.

Division 1 Customer Service

4 Department of Customer Service

This Act appropriates the sum of \$1,426,426,000 to the Minister for Customer Service out of the Consolidated Fund for the services of the Department of Customer Service for the year 2020–21.

Note. The appropriation will fund services, disaggregated across State outcomes as follows—

		Expenses	Capital
		\$,000	expenditure
			\$,000
01	Fair, secure and efficient markets	828,474	56,012
02	Excellence in customer service	647,196	108,579
03	Digital leadership and innovation in government services	544,742	31,567
04	Cluster grants and others	763,486	—

5 Digital Restart Fund

This Act appropriates the sum of \$413,000,000 to the Minister for Customer Service out of the Consolidated Fund for payment into the Digital Restart Fund established under the *Digital Restart Fund Act 2020*.

6 Rental Bond Interest Account

This Act appropriates the sum of \$62,038,000 to the Minister for Customer Service out of the Consolidated Fund for payment into the Rental Bond Interest Account established under the *Residential Tenancies Act 2010*.

Division 2 Education

7 Department of Education

This Act appropriates the sum of \$20,025,812,000 to the Minister for Education and Early Childhood Learning out of the Consolidated Fund for the services of the Department of Education for the year 2020–21.

Note. The appropriation will fund services, disaggregated across State outcomes as follows—

		Expenses	Capital
		\$,000	expenditure
			\$,000
01	Educational foundations for success	16,498,232	2,472,344
02	Skilled and employable workforce	2,423,187	16,886

		Expenses \$,000	Capital expenditure \$,000
03	Best start in life for young children	667,845	—
04	Cluster grants and others	58,778	—

Division 3 Health

8 Ministry of Health

This Act appropriates the sum of \$15,296,171,000 to the Minister for Health and Medical Research out of the Consolidated Fund for the services of the Ministry of Health for the year 2020–21.

Note. The appropriations under this section and Part 3 will fund services, disaggregated across State outcomes as follows—

		Expenses \$,000	Capital expenditure \$,000
01	People receive high quality, safe care in our hospitals	14,211,216	1,942,929
02	People can access care out of hospital settings to manage their health and wellbeing	6,410,651	471,434
03	People receive timely emergency care	3,461,193	408,093
04	Keeping people healthy through prevention and health promotion	1,281,621	20,019
05	Our people and systems are continuously improving to deliver the best health outcomes and experiences	1,032,743	15,974
06	Cluster grants	27,645	—

Division 4 Planning, Industry and Environment

9 Department of Planning, Industry and Environment

This Act appropriates the sum of \$3,680,784,000 to the Minister for Planning and Public Spaces out of the Consolidated Fund for the services of the Department of Planning, Industry and Environment for the year 2020–21.

Note. The appropriation will fund services, disaggregated across State outcomes as follows—

		Expenses \$,000	Capital expenditure \$,000
01	Connecting communities to resilient and sustainable energy and local environments	1,807,175	305,037
02	Create a strong and liveable NSW	1,243,850	58,206
03	Maximise community benefit from government land and property	1,103,400	151,815
04	Sustainable, secure and healthy water resources and services	721,727	37,433
05	Cluster grants and others	619,879	—

Division 5 Premier and Cabinet

10 Department of Premier and Cabinet

This Act appropriates the sum of \$3,342,301,000 to the Premier out of the Consolidated Fund for the services of the Department of Premier and Cabinet for the year 2020–21.

Note. The appropriation will fund services, disaggregated across State outcomes as follows—

		Expenses \$,000	Capital expenditure \$,000
01	Excellence in arts, culture and heritage	603,704	466,515
02	Effective and coordinated government	233,355	5,889
03	Empowering Aboriginal communities	60,054	94
04	Accountable and responsible government	455	—
05	Cluster grants and others	2,288,127	—

Division 6 Regional NSW

11 Regional NSW

This Act appropriates the sum of \$1,420,162,000 to the Deputy Premier, Minister for Regional New South Wales, Industry and Trade out of the Consolidated Fund for the services of Regional NSW for the year 2020–21.

Note. The appropriation will fund services, disaggregated across State outcomes as follows—

		Expenses \$,000	Capital expenditure \$,000
01	Stronger and cohesive regional communities and economies	1,273,338	130,399
02	Stronger primary industries	410,586	61,051
03	Mineral and petroleum industries generating prosperity safely	106,401	1,067
04	Cluster grants and others	392,394	—

Division 7 Stronger Communities

12 Department of Communities and Justice

This Act appropriates the sum of \$16,671,184,000 to the Attorney General, and Minister for the Prevention of Domestic Violence out of the Consolidated Fund for the services of the Department of Communities and Justice for the year 2020–21.

Note. The appropriation will fund services, disaggregated across State outcomes as follows—

		Expenses \$,000	Capital expenditure \$,000
01	Active and inclusive communities	3,497,189	9,363
02	Reduce reoffending	2,556,890	405,055
03	Children and families thrive	2,538,512	19,439
04	Efficient and effective legal system	1,134,497	109,809
05	People have a safe and affordable place to live	1,018,176	7,878
06	Cluster grants	6,285,946	—

Division 8 Transport

13 Transport for NSW

- (1) This Act appropriates the sum of \$20,343,553,000 to the Minister for Transport and Roads out of the Consolidated Fund for the services of Transport for NSW for the year 2020–21.

Note. The appropriation will fund services, disaggregated across State outcomes as follows—

		Expenses \$,000	Capital expenditure \$,000
01	Connecting our customers' whole lives	9,273,288	1,679,975

		Expenses \$,000	Capital expenditure \$,000
02	Sustainable transport systems and solutions supporting economic activity	459,571	6,295,084
03	Successful places for communities	1,067,085	86,420
04	Cluster grants and others	10,811,648	—

- (2) A reference in this section to Transport for NSW includes a reference to the Department of Transport.

Division 9 Treasury

14 The Treasury

This Act appropriates the sum of \$1,855,379,000 to the Treasurer out of the Consolidated Fund for the services of The Treasury for the year 2020–21.

Note. The appropriation will fund services, disaggregated across State outcomes as follows—

		Expenses \$,000	Capital expenditure \$,000
01	A strong resilient and diverse economy	1,252,809	21,465
02	A sustainable fiscal environment enabling delivery of outcomes	240,178	6,215
03	Stewardship of the public sector performance and financial system	56,622	1,861
04	Cluster grants	215,394	—

15 Crown Finance Entity

This Act appropriates the sum of \$13,070,885,000 to the Treasurer out of the Consolidated Fund for the services of the Crown Finance Entity for the year 2020–21.

Note. The appropriation will fund services for the following State outcome—

		Expenses \$,000	Capital expenditure \$,000
01	A sustainable fiscal environment enabling delivery of outcomes	9,719,987	—

16 Appropriation to Treasurer for NSW Generations Fund

This Act appropriates the sum of \$2,017,094,000 to the Treasurer out of the Consolidated Fund for payment into the NSW Generations (Debt Retirement) Fund established under the *NSW Generations Funds Act 2018*.

17 Appropriation to Treasurer for Snowy Hydro Legacy Fund

This Act appropriates the sum of \$2,000,000,000 to the Treasurer out of the Consolidated Fund for payment into the Snowy Hydro Legacy Fund established under the *Snowy Hydro Legacy Fund Act 2018*.

18 Appropriation to Treasurer for State contingencies

This Act appropriates the sum of \$120,000,000 to the Treasurer out of the Consolidated Fund for State contingencies for the year 2020–21.

19 Special appropriation to Treasurer for COVID-19 related expenses and inflation

This Act appropriates the sum of \$1,469,181,000 to the Treasurer out of the Consolidated Fund for the following expenditure that is not otherwise covered by an appropriation under this Act or the *Appropriation (Parliament) Act 2020* for the year 2020–21—

- (a) expenditure related to the COVID-19 pandemic,
- (b) expenditure related to inflation.

Part 3 Additional appropriation for health related services

20 Special appropriation to Minister for Health and Medical Research—additional revenue from gaming machine taxes

- (1) This Act appropriates the sum of \$443,832,137 to the Minister for Health and Medical Research out of the Consolidated Fund for the services of the Ministry of Health for the year 2020–21.
- (2) The sum appropriated is in addition to any other sum appropriated by this Act.

Part 4 Appropriations—Special Offices

Note. The total amount appropriated out of the Consolidated Fund for services for the year 2020–21 in accordance with this Part is \$497,588,000.

21 Independent Pricing and Regulatory Tribunal

This Act appropriates the sum of \$28,474,000 to the Minister for Customer Service out of the Consolidated Fund for the services of the Independent Pricing and Regulatory Tribunal for the year 2020–21.

Note. The appropriation will fund services for the following State outcome—

		Expenses	Capital
		\$,000	expenditure
			\$,000
01	Fair, secure and efficient markets	31,023	180

22 Judicial Commission of New South Wales

This Act appropriates the sum of \$5,260,000 to the Attorney General, and Minister for the Prevention of Domestic Violence out of the Consolidated Fund for the services of the Judicial Commission of New South Wales for the year 2020–21.

Note. The appropriation will fund services for the following State outcome—

		Expenses	Capital
		\$,000	expenditure
			\$,000
01	Efficient and effective legal system	6,663	150

23 Office of the Children’s Guardian

This Act appropriates the sum of \$26,109,000 to the Minister for Families, Communities and Disability Services out of the Consolidated Fund for the services of the Office of the Children’s Guardian for the year 2020–21.

Note. The appropriation will fund services for the following State outcome—

		Expenses	Capital
		\$,000	expenditure
			\$,000
01	Children and families thrive	56,129	2,429

24 Office of the Director of Public Prosecutions

This Act appropriates the sum of \$162,215,000 to the Attorney General, and Minister for the Prevention of Domestic Violence out of the Consolidated Fund for the services of the Office of the Director of Public Prosecutions for the year 2020–21.

Note. The appropriation will fund services for the following State outcome—

		Expenses \$,000	Capital expenditure \$,000
01	Efficient and effective legal system	174,023	12,257

25 Independent Commission Against Corruption

This Act appropriates the sum of \$30,814,000 to the Premier out of the Consolidated Fund for the services of the Independent Commission Against Corruption for the year 2020–21.

Note. The appropriation will fund services for the following State outcome—

		Expenses \$,000	Capital expenditure \$,000
01	Accountable and responsible government	30,879	1,370

26 Law Enforcement Conduct Commission

This Act appropriates the sum of \$22,736,000 to the Premier out of the Consolidated Fund for the services of the Law Enforcement Conduct Commission for the year 2020–21.

Note. The appropriation will fund services for the following State outcome—

		Expenses \$,000	Capital expenditure \$,000
01	Accountable and responsible government	23,602	1,200

27 New South Wales Electoral Commission

This Act appropriates the sum of \$161,916,000 to the Premier out of the Consolidated Fund for the services of the New South Wales Electoral Commission for the year 2020–21.

Note. The appropriation will fund services for the following State outcome—

		Expenses \$,000	Capital expenditure \$,000
01	Accountable and responsible government	156,861	11,364

28 Ombudsman’s Office

This Act appropriates the sum of \$26,457,000 to the Premier out of the Consolidated Fund for the services of the Ombudsman’s Office for the year 2020–21.

Note. The appropriation will fund services for the following State outcome—

		Expenses	Capital
		\$,000	expenditure
			\$,000
01	Accountable and responsible government	27,709	1,315

29 Public Service Commission

This Act appropriates the sum of \$33,607,000 to the Premier out of the Consolidated Fund for the services of the Public Service Commission for the year 2020–21.

Note. The appropriation will fund services for the following State outcome—

		Expenses	Capital
		\$,000	expenditure
			\$,000
01	Accountable and responsible government	41,619	278

Part 5 Commonwealth transfer payments

30 Appropriation for Commonwealth transfer payments

- (1) This Act appropriates the sum of \$4,311,000,000 to the Treasurer out of the Consolidated Fund, for Commonwealth transfer payments to non-government schools and local government for services for the year 2020–21.
- (2) The sum appropriated is in addition to any other sum appropriated by this Act.
- (3) The sum appropriated is subject to section 4.11 of the *Government Sector Finance Act 2018*.

Part 6 Variations to authorised payments

31 Payments not to be in excess of sums specified

- (1) Payment of a sum must not be made from the Consolidated Fund for a purpose for the year 2020–21 if the sum is more than the sum appropriated for the purpose by this Act or the *Appropriation (Parliament) Act 2020*.
- (2) Subsection (1) does not limit a payment authorised by—
 - (a) this Part, or
 - (b) Part 4 of the *Government Sector Finance Act 2018*.

32 Variations—exigencies of government and appropriations insufficient for purpose

- (1) The Treasurer may authorise the payment of a sum appropriated by this Act for a purpose that is more than the sum specified for the purpose if—
 - (a) the Treasurer is of the opinion that the exigencies of government require the payment, and
 - (b) 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.
- (2) The Treasurer may authorise the payment of a sum appropriated by this Act for a purpose that is more than the sum specified for the purpose if—
 - (a) the Treasurer is of the opinion that the sum appropriated for the purpose is insufficient to enable the purpose to be effectively and efficiently carried out, and
 - (b) an equivalent sum is identified as surplus to another purpose by the Minister in relation to whom the other purpose is specified, whether the other purpose is specified in relation to the same or a different Minister, and
 - (c) the equivalent sum is not paid out for the other purpose.
- (3) The Treasurer must not, under this section, authorise the payment of a sum appropriated under a Part of this Act to be paid out for a purpose other than a purpose specified in that Part.

33 Variations—State contingencies

The Treasurer may authorise the payment of a sum appropriated for a purpose by this Act or the *Appropriation (Parliament) Act 2020* that is more than the sum specified for the purpose if—

- (a) the Treasurer is of the opinion that the additional sum is reasonably necessary because of a State contingency, and
- (b) an equivalent sum is not paid out from the sum appropriated to the Treasurer by section 18.

34 Variations—COVID-19 pandemic and inflation

- (1) The Treasurer may authorise the payment of a sum appropriated for a purpose by this Act or the *Appropriation (Parliament) Act 2020* that is more than the sum specified for the purpose if—
 - (a) the Treasurer is of the opinion that the additional sum is reasonably necessary because of expenditure related to the COVID-19 pandemic or inflation, and
 - (b) an equivalent sum is not paid out from the sum appropriated to the Treasurer by section 19.

35 Treasurer must not increase fixed salary or wages

The Treasurer must not authorise the payment of a sum under this Part that increases salary or wages if the amount of the salary or wages is fixed by law.

36 Part does not apply to sums appropriated by another Act

This Part does not apply to sums appropriated by another Act except as otherwise provided in this Part.

37 Treasurer is to inform Auditor-General of authorisations

- (1) The Treasurer is to inform the Auditor-General of every authorisation given under this Part.
- (2) An authorisation under this Part may be given before or after the payment is made.

Part 7 General

38 Appointment of person to carry out functions of Treasurer under Part 6

- (1) The Treasurer may appoint a person to carry out the Treasurer's functions under Part 6.
- (2) The appointment is subject to the conditions, if any, that the Treasurer decides.
- (3) The Treasurer may revoke the appointment at any time.
- (4) A person appointed under this section has, in place of the Treasurer, the Treasurer's function under section 37 of informing the Auditor-General of every authorisation given by the person under Part 6.

39 Appointment of accountable authority to identify surplus

- (1) A Minister may appoint the accountable authority for a GSF agency for which the Minister is the responsible Minister to carry out the Minister's functions under section 32(2)(b).
- (2) The appointment is subject to the conditions, if any, that the Minister determines.
- (3) The Minister may revoke the appointment at any time.
- (4) In this section—
accountable authority, for a GSF agency, has the same meaning as in the *Government Sector Finance Act 2018*.
GSF agency has the same meaning as in the *Government Sector Finance Act 2018*.

40 Budget related information

- (1) 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.
- (2) 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 2020*.

41 Payments authorised on lapse of appropriation

- An amount is taken to have been expended out of a sum appropriated for a purpose by this Act if the amount—
- (a) was paid for the purpose out of the Consolidated Fund under section 4.10 of the *Government Sector Finance Act 2018*, and
 - (b) was paid on or after 1 July 2020 and before the date of assent to this Act.

Part 8 Budget variations for the year 2019–20

42 Payments made during 2019–20 under section 4.13 of Government Sector Finance Act 2018

- (1) This Act appropriates the sum of \$5,235,633,000 out of the Consolidated Fund for the exigencies of Government during the year 2019–20—
 - (a) being the total of the sums specified in Schedule 1 to provide for the payments specified in relation to those sums, and
 - (b) made in anticipation of appropriation by Parliament under section 4.13 of the *Government Sector Finance Act 2018*.
- (2) The sum appropriated is in addition to any other sums that may have been appropriated to the Treasurer for the year 2019–20.

43 Operation of budget variations and validation of expenditure

- (1) This Act, to the extent that it appropriates an amount for, and gives effect to, the budget variations for the year 2019–20, is to be construed as if it—
 - (a) formed part of the annual Appropriation Act for the year 2019–20, and
 - (b) commenced at the start of that year.
- (2) The following are validated, despite occurring before the date of assent to this Act—
 - (a) the payment out of the Consolidated Fund of a sum appropriated under this Part,
 - (b) the approval of the expenditure of a sum appropriated under this Part,
 - (c) the expenditure of a sum appropriated under this Part.
- (3) This section applies to part of a sum appropriated under this Act in the same way as it applies to the whole of the sum.

Schedule 1 Payments during 2019–20

section 42

**Payments made under section 4.13 of the Government Sector
Finance Act 2018** **Amount \$,000**

Attorney General, and Minister for the Prevention of Domestic Violence

Department of Communities and Justice

Bushfire response 872,000

COVID-19 response 123,658

Total—Department of Communities and Justice **995,658**

**Total—Attorney General, and Minister for the Prevention of Domestic
Violence** **995,658**

Minister for Customer Service

Department of Customer Service

COVID-19 response 318,592

Total—Department of Customer Service **318,592**

Total—Minister for Customer Service **318,592**

Minister for Education and Early Childhood Learning

Department of Education

COVID-19 response 98,400

Bushfire response 5,000

Total—Department of Education **103,400**

Total—Minister for Education and Early Childhood Learning **103,400**

Minister for Health and Medical Research

Ministry of Health

COVID-19 response 859,800

Total—Ministry of Health **859,800**

Total—Minister for Health and Medical Research **859,800**

Minister for Planning and Public Spaces

Department of Planning, Industry and Environment

COVID-19 response 180,770

Digital access improvement to planning services across NSW 2,500

Total—Department of Planning, Industry and Environment **183,270**

Payments made under section 4.13 of the Government Sector Finance Act 2018	Amount \$,000
Total—Minister for Planning and Public Spaces	183,270
Deputy Premier, Minister for Regional New South Wales, Industry and Trade	
Regional NSW	
<i>COVID-19 response</i>	4,700
<i>Bushfire response</i>	3,000
Total—Regional NSW	7,700
Total—Deputy Premier, Minister for Regional NSW, Industry and Trade	7,700
Minister for Transport and Roads	
Transport for NSW	
<i>COVID-19 response</i>	128,810
Total—Transport for NSW	128,810
Total—Minister for Transport and Roads	128,810
Premier	
Department of Premier and Cabinet	
<i>Bushfire response</i>	349,000
<i>COVID-19 response</i>	4,800
Total—Department of Premier and Cabinet	353,800
Ombudsman’s Office	
<i>COVID-19 response</i>	303
Total—Ombudsman’s Office	303
Total—Premier	354,103
Treasurer	
Appropriation to the Treasurer for State contingencies	
<i>COVID-19 response</i>	1,485,300
Total—Appropriation to the Treasurer for State contingencies	1,485,300
Crown Finance Entity	
<i>Bushfire response</i>	46,000
<i>COVID-19 response</i>	2,000

Payments made under section 4.13 of the Government Sector Finance Act 2018	Amount \$,000
Total—Crown Finance Entity	48,000
Treasury	
<i>COVID-19 response</i>	751,000
Total—Treasury	751,000
Total—Treasurer	2,284,300
Total—all payments	5,235,633



New South Wales

Appropriation (Parliament) Bill 2020

Explanatory note

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

This Bill is cognate with the *Appropriation Bill 2020*.

Overview of Bill

The object of this Bill is to appropriate from the Consolidated Fund a sum for the services of the Legislature during the 2020–21 financial year, including recurrent services, capital works and services and debt repayment.

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.

Clause 3 defines terms used in the proposed Act.

Part 2 Appropriation for Legislature

Clause 4 provides for the appropriation, out of the Consolidated Fund, to the Legislature for the services of Legislature for the financial year of 2020–21.

Part 3 General

Clause 5 deems certain payments made from the Consolidated Fund on or after 1 July 2020 pending the enactment of the proposed Act to be made out of the sums appropriated by the proposed Act.

Part 4 Budget variations for the year 2019–20

Clause 6 appropriates an amount to the Legislature out of the Consolidated Fund for the exigencies of Government relating to the COVID-19 response during the year 2019–20 in accordance with section 4.13 of the *Government Sector Finance Act 2018*.

Clause 7 provides that the appropriation made by the proposed Part is to be construed as part of the annual Appropriation (Parliament) Act for the 2019–20 financial year. It also validates the following occurring before the date of assent to the proposed Act—

- (a) payment out of the Consolidated Fund of the sum appropriated,
- (b) approval of expenditure of the sum appropriated,
- (c) expenditure of the sum appropriated.



New South Wales

Appropriation (Parliament) Bill 2020

Contents

	Page
Part 1 Preliminary	
1 Name of Act	2
2 Commencement	2
3 Definitions	2
Part 2 Appropriation for Legislature	
4 Appropriation for services of Legislature	3
Part 3 General	
5 Payments authorised on lapse of appropriation	4
Part 4 Budget variations for the year 2019–20	
6 Payments made during 2019–20 under section 4.13 of Government Sector Finance Act 2018	5
7 Operation of budget variations and validation of expenditure	5



New South Wales

Appropriation (Parliament) Bill 2020

No. , 2020

A Bill for

An Act to appropriate out of the Consolidated Fund a sum for the services of the Legislature for the year 2020–21 and to make an additional appropriation to give effect to budget variations for the year 2019–20.

The Legislature of New South Wales enacts—

Part 1 Preliminary

1 Name of Act

This Act is the *Appropriation (Parliament) Act 2020*.

2 Commencement

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

3 Definitions

(1) In this Act—

services includes the following—

- (a) recurrent services,
- (b) capital works and services,
- (c) repayment of debt.

2019–20 means the year from 1 July 2019 to 30 June 2020.

2020–21 means the year from 1 July 2020 to 30 June 2021.

(2) A reference in the *Government Sector Finance Act 2018* to an annual Appropriation Act includes a reference to this Act.

Part 2 Appropriation for Legislature

4 Appropriation for services of Legislature

This Act appropriates the sum of \$196,971,000 to the Legislature out of the Consolidated Fund for the services of the Legislature for the year 2020–21.

Note. The appropriation will fund services, as follows—

		Expenses	Capital
		\$,000	expenditure
			\$,000
01	Parliament	185,075	42,121

Part 3 General

5 Payments authorised on lapse of appropriation

An amount is taken to have been expended out of a sum appropriated for a purpose by this Act if the amount—

- (a) was paid for the purpose out of the Consolidated fund under section 4.10 of the *Government Sector Finance Act 2018*, and
- (b) was paid on or after 1 July 2020 and before the date of assent to this Act.

Part 4 Budget variations for the year 2019–20

6 Payments made during 2019–20 under section 4.13 of Government Sector Finance Act 2018

- (1) This Act appropriates the sum of \$2,377,000 to the Legislature out of the Consolidated Fund for the exigencies of Government during the year 2019–20—
 - (a) being for the COVID-19 response, and
 - (b) made in anticipation of appropriation by Parliament under section 4.13 of the *Government Sector Finance Act 2018*.
- (2) The sum appropriated is in addition to any other sums that may have been appropriated to the Legislature for the year 2019–20.

7 Operation of budget variations and validation of expenditure

- (1) This Act, to the extent that it appropriates an amount for, and gives effect to, the budget variations for the year 2019–20, is to be construed as if it—
 - (a) formed part of the annual Appropriation (Parliament) Act for the year 2019–20, and
 - (b) commenced at the start of that year.
- (2) The following are validated, despite occurring before the date of assent to this Act—
 - (a) the payment out of the Consolidated Fund of a sum appropriated under this Part,
 - (b) the approval of the expenditure of a sum appropriated under this Part,
 - (c) the expenditure of a sum appropriated under this Part.
- (3) This section applies to part of a sum appropriated under this Act in the same way as it applies to the whole of the sum.