



# **Appropriation (Parliamentary Departments) Act (No. 2) 2000-2001**

**No. 19, 2001**



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**An Act to appropriate additional money out of the  
Consolidated Revenue Fund for expenditure in  
relation to the Parliamentary Departments, and for  
related purposes**

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## Contents

<b>Part 1—Preliminary</b>	1
1 Short title .....	1
2 Commencement .....	2
3 Definitions .....	2
4 Portfolio Budget Statements and Portfolio Additional Estimates Statements .....	4
5 Notional payments, receipts etc. ....	4
<b>Part 2—Basic appropriations</b>	5
6 Summary of basic appropriations .....	5
7 Departmental items—basic appropriation .....	5
8 Administered items—basic appropriation .....	6
9 Administered capital items—basic appropriation .....	6
10 Departmental capital items—basic appropriation .....	7
<b>Part 3—Additions to basic appropriations</b>	8
11 Net appropriations .....	8
12 Departmental items and departmental capital items— adjustments and borrowings .....	8
13 Advance to the responsible Presiding Officer—unforeseen expenditure etc. ....	9
14 Comcover receipts .....	10
<b>Part 4—Miscellaneous</b>	11
15 Crediting amounts to Special Accounts .....	11
16 Appropriation of the Consolidated Revenue Fund .....	11
<b>Schedule —Services for which money is appropriated</b>	12





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**An Act to appropriate additional money out of the  
Consolidated Revenue Fund for expenditure in  
relation to the Parliamentary Departments, and for  
related purposes**

*[Assented to 6 April 2001]*

The Parliament of Australia enacts:

## **Part 1—Preliminary**

### **1 Short title**

This Act may be cited as the *Appropriation (Parliamentary  
Departments) Act (No. 2) 2000-2001*.

## 2 Commencement

This Act commences on the day on which it receives the Royal Assent.

## 3 Definitions

In this Act, unless the contrary intention appears:

***administered capital item*** means an amount set out in the Schedule in relation to a Parliamentary Department opposite the heading “Administered Capital”.

***administered item*** means an amount set out in the Schedule opposite an outcome of a Parliamentary Department under the heading “Administered Expenses”.

***Agency*** has the same meaning as in the *Financial Management and Accountability Act 1997*.

Note: Each Parliamentary Department is an Agency for the purposes of the *Financial Management and Accountability Act 1997*.

***Chief Executive*** has the same meaning as in the *Financial Management and Accountability Act 1997*.

***current year*** means the financial year ending on 30 June 2001.

***departmental capital item*** means an amount set out in the Schedule in relation to a Parliamentary Department:

- (a) opposite the heading “Equity Injections”; or
- (b) opposite the heading “Loans”; or
- (c) opposite the heading “Carryover from previous years”.

***departmental item*** means the total amount set out in the Schedule in relation to a Parliamentary Department under the heading “Departmental Outputs”.

Note: The amounts set out opposite outcomes, under the heading “Departmental Outputs”, are “notional”. They are not part of the item, and do not in any way restrict the scope of the expenditure authorised by the item.

**expenditure** means payments for expenses, acquiring assets, making loans or paying liabilities.

**Finance Minister** means the Minister administering this Act.

**item** means any of the following:

- (a) a departmental item;
- (b) an administered item;
- (c) a departmental capital item.
- (d) an administered capital item.

**Parliamentary Department** means any of the following:

- (a) the Department of the Senate;
- (b) the Department of the House of Representatives;
- (c) the Department of the Parliamentary Library;
- (d) the Department of the Parliamentary Reporting Staff;
- (e) the Joint House Department.

**Portfolio Additional Estimates Statements** means the Portfolio Additional Estimates Statements that were tabled in the Senate or the House of Representatives in relation to the Bill for this Act.

**Portfolio Budget Statements** means the Portfolio Budget Statements that were tabled in the Senate or the House of Representatives in relation to the Bill for the *Appropriation (Parliamentary Departments) Act (No. 1) 2000-2001*.

**President** means the President of the Senate.

**responsible Presiding Officer** means:

- (a) in relation to the Department of the Senate—the President; or
- (b) in relation to the Department of the House of Representatives—the Speaker; or
- (c) in relation to the Department of the Parliamentary Library—the President and the Speaker together; or
- (d) in relation to the Department of the Parliamentary Reporting Staff—the President and the Speaker together; or
- (e) in relation to the Joint House Department—the President and the Speaker together.

*section 31 agreement* means an agreement under section 31 of the *Financial Management and Accountability Act 1997*.

*Speaker* means the Speaker of the House of Representatives.

*Special Account* has the same meaning as in the *Financial Management and Accountability Act 1997*.

#### **4 Portfolio Budget Statements and Portfolio Additional Estimates Statements**

- (1) The Portfolio Budget Statements and Portfolio Additional Estimates Statements are hereby declared to be relevant documents for the purposes of section 15AB of the *Acts Interpretation Act 1901*.

Note: See paragraph 15AB(2)(g) of the *Acts Interpretation Act 1901*.

- (2) If the Portfolio Budget Statements or Portfolio Additional Estimates Statements indicate that activities of a particular kind were intended to be treated as activities in respect of a particular outcome, then expenditure for the purpose of carrying out those activities is taken to be expenditure for the purpose of contributing to achieving the outcome.

#### **5 Notional payments, receipts etc.**

For the purposes of this Act, notional transactions between Agencies are to be treated as if they were real transactions.

Note: This section applies, for example, to a “payment” between Agencies that are both part of the Commonwealth. One of the effects of this section is that the payment will be debited from an appropriation for the paying Agency, even though no payment is actually made from the Consolidated Revenue Fund.



## Part 2—Basic appropriations

### 6 Summary of basic appropriations

The total of the items specified in the Schedule is \$500,000.

Note 1: Items in the Schedule can be increased under Part 3 of this Act and under section 14 of the *Appropriation (Parliamentary Departments) Act (No. 1) 2000-2001* (as modified by section 14 of this Act).

Note 2: See also section 30A of the *Financial Management and Accountability Act 1997*, which provides for adjustment of appropriations to take account of GST.

### 7 Departmental items—basic appropriation

- (1) For a departmental item for a Parliamentary Department, the Finance Minister may issue out of the Consolidated Revenue Fund amounts that do not exceed, in total, the amount specified in the item.

Note: Generally, the Finance Minister is permitted, but not obliged, to issue the amounts out of the Consolidated Revenue Fund. However, subsection (3) imposes an obligation on the Finance Minister to issue the amounts in certain circumstances.

- (2) An amount issued out of the Consolidated Revenue Fund for a departmental item for a Parliamentary Department may only be applied for the departmental expenditure of the Parliamentary Department.

Note: The acquisition of *new* departmental assets will usually be funded from a departmental *capital* item.

- (3) If a departmental item for a Parliamentary Department includes provision for payment of remuneration and allowances to the holder of:

- (a) a public office (within the meaning of the *Remuneration Tribunal Act 1973*); or
- (b) an office specified in a Schedule to the *Remuneration and Allowances Act 1990*;

then the Finance Minister, under subsection (1), must issue out of the Consolidated Revenue Fund, under that item, amounts that are sufficient to pay the remuneration and allowances and must apply the amounts for that purpose.

### **8 Administered items—basic appropriation**

- (1) For an administered item for an outcome of a Parliamentary Department, the Finance Minister may issue out of the Consolidated Revenue Fund amounts that do not exceed, in total, the lesser of:
  - (a) the amount specified in the item; and
  - (b) the amount determined by the Finance Minister in relation to the item, having regard to the expenses incurred by the Parliamentary Department in the current year in relation to the item.
- (2) An amount issued out of the Consolidated Revenue Fund for an administered item for an outcome of a Parliamentary Department may only be applied for expenditure for the purpose of carrying out activities for the purpose of contributing to achieving that outcome.

Note: The acquisition of *new* administered assets will usually be funded from an administered *capital* item.

### **9 Administered capital items—basic appropriation**

- (1) For an administered capital item for a Parliamentary Department, the Finance Minister may issue out of the Consolidated Revenue Fund amounts that do not exceed, in total, the amount specified in the item.
- (2) An amount issued out of the Consolidated Revenue Fund for an administered capital item for a Parliamentary Department may only be applied for expenditure for the purpose of carrying out activities for the purpose of contributing to achieving any outcome that is specified in the Schedule in relation to the Parliamentary Department.

**10 Departmental capital items—basic appropriation**

- (1) For a departmental capital item for a Parliamentary Department, the Finance Minister may issue out of the Consolidated Revenue Fund amounts that do not exceed, in total, the amount specified in the item.
- (2) An amount issued out of the Consolidated Revenue Fund for a departmental capital item for a Parliamentary Department may only be applied for the departmental expenditure of the Parliamentary Department.

## Part 3—Additions to basic appropriations

### 11 Net appropriations

- (1) If a section 31 agreement applies to a departmental item, then the amount specified in the item is taken to be increased in accordance with the agreement, and on the conditions set out in the agreement. The increase cannot be more than the relevant receipts covered by the agreement.
- (2) For the purposes of section 31 of the *Financial Management and Accountability Act 1997*, each departmental item is taken to be marked “net appropriation”.

### 12 Departmental items and departmental capital items— adjustments and borrowings

- (1) The responsible Presiding Officer may determine that the amount specified in a departmental item or departmental capital item is to be increased by an amount specified in the determination.
- (2) The total of the amounts determined for the Department of the Senate:
  - (a) under this section; and
  - (b) under section 12 of the *Appropriation (Parliamentary Departments) Act (No. 1) 2000-2001*;cannot be more than \$200,000.
- (3) The total of the amounts determined for the Department of the House of Representatives:
  - (a) under this section; and
  - (b) under section 12 of the *Appropriation (Parliamentary Departments) Act (No. 1) 2000-2001*;cannot be more than \$200,000.
- (4) The total of the amounts determined for all the other Parliamentary Departments together:

- (a) under this section; and
  - (b) under section 12 of the *Appropriation (Parliamentary Departments) Act (No. 1) 2000-2001*;  
cannot be more than \$200,000.
- (5) The responsible Presiding Officer must give the Parliament details of amounts determined under this section.

**13 Advance to the responsible Presiding Officer—unforeseen expenditure etc.**

- (1) This section applies if the responsible Presiding Officer is satisfied that:
- (a) there is an urgent need for expenditure that is not provided for, or is insufficiently provided for, in the Schedule; and
  - (b) the additional expenditure is not provided for, or is insufficiently provided for, in the Schedule:
    - (i) because of an erroneous omission or understatement; or
    - (ii) because the additional expenditure was unforeseen until after the last day on which it was practicable to provide for it in the Bill for this Act before that Bill was introduced into the House of Representatives.
- (2) This Act has effect as if the Schedule were amended, in accordance with a determination of the responsible Presiding Officer, to make provision for so much (if any) of the additional expenditure as the responsible Presiding Officer determines.
- (3) The total of the amounts determined for the Department of the Senate:
- (a) under this section; and
  - (b) under section 13 of the *Appropriation (Parliamentary Departments) Act (No. 1) 2000-2001*;  
cannot be more than \$300,000.
- (4) The total of the amounts determined for the Department of the House of Representatives:
- (a) under this section; and

**Part 3** Additions to basic appropriations

Section 14

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- (b) under section 13 of the *Appropriation (Parliamentary Departments) Act (No. 1) 2000-2001*;  
cannot be more than \$300,000.
- (5) The total of the amounts determined for all the other Parliamentary Departments together:
- (a) under this section; and
- (b) under section 13 of the *Appropriation (Parliamentary Departments) Act (No. 1) 2000-2001*;  
cannot be more than \$1 million.
- (6) The responsible Presiding Officer must give the Parliament details of amounts determined under this section.

**14 Comcover receipts**

After the commencement of this Act, section 14 of the *Appropriation (Parliamentary Departments) Act (No. 1) 2000-2001* has effect as if the reference to an item included a reference to an item in the Schedule to this Act.

Note: Section 14 of the *Appropriation (Parliamentary Departments) Act (No. 1) 2000-2001* provides for amounts to be added to items for a Parliamentary Department in respect of Comcover payments to the Parliamentary Department.

## **Part 4—Miscellaneous**

### **15 Crediting amounts to Special Accounts**

If any of the purposes of a Special Account is a purpose that is covered by an item (whether or not the item expressly refers to the Special Account), then amounts may be debited against the appropriation for that item and credited to that Special Account.

### **16 Appropriation of the Consolidated Revenue Fund**

The Consolidated Revenue Fund is appropriated as necessary for the purposes of this Act.

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## Schedule — Services for which money is appropriated

Note: See Sections 6 and 16

### Abstract

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Page Reference	Departments and Services	Total
		\$'000
18	Senate	67
19	House of Representatives	433
	<b>Total</b>	<b>500</b>

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## **DEPARTMENTS AND SERVICES**

**Schedule** Services for which money is appropriated

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**SUMMARY**

**Additional Appropriation (bold figures) – 2000-2001**

*Budget Appropriation (italic figures) – 2000-2001*

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Agency	Departmental Outputs \$'000	Administered Expenses \$'000	Equity Injections and loans \$'000	Total \$'000
Senate	-	<b>67</b>	-	<b>67</b>
	<i>28089</i>	<i>983</i>	<i>113</i>	<i>29185</i>
House of Representatives	<b>228</b>	<b>67</b>	<b>138</b>	<b>433</b>
	<i>26207</i>	<i>958</i>	-	<i>27165</i>
Joint House Department	-	-	-	-
	<i>32526</i>	<i>6719</i>	-	<i>39245</i>
Parliamentary Library	-	-	-	-
	<i>16499</i>	-	-	<i>16499</i>
Parliamentary Reporting Staff	-	-	-	-
	<i>42186</i>	-	<i>212</i>	<i>42398</i>
<b>Total: Parliamentary Departments</b>	<b>228</b>	<b>134</b>	<b>138</b>	<b>500</b>
	<i>145507</i>	<i>8660</i>	<i>325</i>	<i>154492</i>

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**Schedule** Services for which money is appropriated

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**SENATE**

**Additional Appropriation (bold figures) – 2000-2001**

*Budget Appropriation (italic figures) – 2000-2001*

Actual Available Appropriation (light figures) – 1999-2000

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	Departmental Outputs	Administered Expenses	Total
	\$'000	\$'000	\$'000
<b>SENATE</b>			
<b>Outcome 1 -</b>			
Effective provision of services to support the functioning of the Senate as a House of the Commonwealth Parliament	-	<b>67</b>	<b>67</b>
	<i>28089</i>	<i>983</i>	<i>29072</i>
	28030	1061	29091
<b>Total: Senate</b>	-	<b>67</b>	<b>67</b>

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**HOUSE OF REPRESENTATIVES**

**Additional Appropriation (bold figures) – 2000-2001**

*Budget Appropriation (italic figures) – 2000-2001*

Actual Available Appropriation (light figures) – 1999-2000

	Departmental Outputs \$'000	Administered Expenses \$'000	Total \$'000
<b>HOUSE OF REPRESENTATIVES</b>			
<b>Outcome 1 -</b>			
The House of Representatives fulfils its role as a representative and legislative body	<b>228</b>	<b>67</b>	<b>295</b>
	<i>26207</i>	<i>958</i>	<i>27165</i>
	26417	988	27405
<b>Total</b>	<b>228</b>	<b>67</b>	<b>295</b>
<b>Equity Injections and Loans</b>			
Administered Capital			<b>138</b>
			-
			-
<b>Total Capital</b>			<b>138</b>
<b>Total: House of Representatives</b>			<b>433</b>



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*[Minister's second reading speech made in—  
House of Representatives on 29 November 2000  
Senate on 26 March 2001]*

(183/00)