

Appropriation Act (No. 4) 2022-2023

No. 21, 2023

An Act to appropriate additional money out of the Consolidated Revenue Fund for certain expenditure, and for related purposes

Note: An electronic version of this Act is available on the Federal Register of Legislation (https://www.legislation.gov.au/)

Authorised Version C2023A00021

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No. 21, 2023

An Act to appropriate additional money out of the Consolidated Revenue Fund for certain expenditure, and for related purposes

[Assented to 19 June 2023]

The Parliament of Australia enacts:

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Section 1

Part 1—Preliminary

1 Short title

This Act is the Appropriation Act (No. 4) 2022-2023.

2 Commencement

(1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information				
Column 1	Column 2	Column 3		
Provisions	Commencement	Date/Details		
1. The whole of this Act	The day this Act receives the Royal Assent.	19 June 2023		
Note:	This table relates only to the provisions of this A enacted. It will not be amended to deal with any this Act.			

(2) Any information in column 3 of the table is not part of this Act. Information may be inserted in this column, or information in it may be edited, in any published version of this Act.

3 Definitions

In this Act:

administered assets and liabilities item means an amount set out in Schedule 1 in relation to a non-corporate entity opposite the heading "Administered Assets and Liabilities".

administered item means an amount set out in Schedule 1 opposite an outcome for a non-corporate entity under the heading "New Administered Outcomes".

corporate entity means:

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- (a) a corporate Commonwealth entity within the meaning of the *Public Governance, Performance and Accountability Act* 2013; or
- (b) a Commonwealth company within the meaning of that Act.

corporate entity item means the amount set out in Schedule 1 in relation to a corporate entity under the heading "Non-operating".

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

item means any of the following:

- (a) a State, ACT, NT and local government item;
- (b) an administered item;
- (c) an administered assets and liabilities item;
- (d) an other departmental item;
- (e) a corporate entity item.

non-corporate entity means:

- (a) a non-corporate Commonwealth entity within the meaning of the *Public Governance, Performance and Accountability Act* 2013; or
- (b) the High Court.

other departmental item means an amount set out in Schedule 1 in relation to a non-corporate entity opposite the heading "Equity Injections".

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 and the Bill for the *Appropriation Act (No. 3) 2022-2023*.

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 Act* (*No. 1*) 2022-2023 and the Bill for the *Appropriation Act* (*No. 2*) 2022-2023.

portfolio statements means:

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- (a) the Portfolio Budget Statements; and
- (b) the Portfolio Additional Estimates Statements.

special account has the same meaning as in the *Public Governance, Performance and Accountability Act 2013.*

State, ACT, NT and local government item means an amount set out in Schedule 1 opposite an outcome for a non-corporate entity under the heading "Payments to States, ACT, NT and local government".

4 Portfolio statements

The portfolio statements are 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* which provides that the material that may be considered in the interpretation of a provision of an Act includes any document that is declared by the Act to be a relevant document.

5 Notional transactions between entities that are part of the Commonwealth

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

Note: This section applies, for example, to a "payment" between non-corporate entities 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 non-corporate entity, even though no payment is actually made from the Consolidated Revenue Fund. This is consistent with section 76 of the *Public Governance, Performance and Accountability Act 2013*.

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Part 2—Appropriation items

6 Summary of appropriations

The total of the items specified in Schedule 1 is \$164,348,000.

Note: Sections 74 to 75 of the *Public Governance, Performance and Accountability Act 2013* also provide for the adjustment of amounts appropriated by this Act.

7 State, ACT, NT and local government items

- (1) The amount specified in a State, ACT, NT and local government item for an outcome for a non-corporate entity may be applied for the purpose of making payments to or for the States, the Australian Capital Territory, the Northern Territory and local government authorities for the purpose of contributing to achieving that outcome.
- (2) If the portfolio 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.

8 Administered items

- (1) The amount specified in an administered item for an outcome for a non-corporate entity may be applied for expenditure for the purpose of contributing to achieving that outcome.
- (2) If the portfolio 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.

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9 Administered assets and liabilities items

- (1) The amount specified in an administered assets and liabilities item for a non-corporate entity may be applied for expenditure for the purpose of contributing to achieving any outcome specified for the entity:
 - (a) in Schedule 1 to this Act; or
 - (b) in Schedule 1 to the Supply Act (No. 1) 2022-2023; or
 - (c) in Schedule 2 to the Supply Act (No. 2) 2022-2023; or
 - (d) in Schedule 1 to the Supply Act (No. 3) 2022-2023; or
 - (e) in Schedule 2 to the Supply Act (No. 4) 2022-2023; or
 - (f) in Schedule 1 to the Appropriation Act (No. 1) 2022-2023; or
 - (g) in Schedule 2 to the Appropriation Act (No. 2) 2022-2023; or
 - (h) in Schedule 1 to the Appropriation Act (No. 3) 2022-2023.
- (2) If the portfolio 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.

10 Other departmental items

The amount specified in an other departmental item for a non-corporate entity may be applied for the departmental expenditure of the entity.

11 Corporate entity items

- (1) The amount specified in a corporate entity item for a corporate entity may be paid to the entity to be applied for the purposes of the entity.
- (2) If:

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- (a) an Act provides that a corporate entity must be paid amounts that are appropriated by the Parliament for the purposes of the entity; and
- (b) Schedule 1 contains a corporate entity item for that entity; then the entity must be paid the full amount specified in the item.

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Part 3—Miscellaneous

12 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.

13 Appropriation of the Consolidated Revenue Fund

The Consolidated Revenue Fund is appropriated as necessary for the purposes of this Act, including the operation of this Act as affected by the *Public Governance, Performance and Accountability Act 2013*.

14 Repeal of this Act

This Act is repealed at the start of 1 July 2025.

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Schedule 1—Services for which money is appropriated

Note: See sections 6 and 13.

Abstract

Portfolio	Total
	\$'000
Attorney-General's Defence	10,603 137,458
Education	1,838
Health and Aged Care Home Affairs	10,380 1,750
Social Services	2,319
Total	164,348

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APPROPRIATIONS

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Appropriation Act (No. 4) 2022-2023

SUMMARY

Summary of Appropriations (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023

Portfolio	Payments to States, ACT, NT and local government	New Administered Outcomes	Non- operating	Total
	\$'000	\$'000	\$'000	\$'000
Agriculture, Fisheries and Forestry	-	-	-	-
	-	-	274,553	274,553
Attorney-General's	-	-	10,603	10,603
	-	-	96,969	96,969
Climate Change, Energy, the	-	-	-	-
Environment and Water	-	-	2,534,065	2,534,065
Defence	-	-	137,458 13,405,128	137,458 13,405,128
Education	_		1,838	1,838
	466,608	-	5,555	472,163
Employment and Workplace Relations	-	-	-	-
	-	-	50,111	50,111
Finance	-	-	-	-
	-	-	9,117	9,117
Foreign Affairs and Trade	-	-		-
	-	-	92,691	92,691
Health and Aged Care	-	-	10,380 1,208,202	10,380 1,208,202
Home Affairs			1,750	1,750
Home Analis	-	-	146,590	146,590
Industry, Science and Resources	-	-	-	-
	-	-	181,820	181,820
Infrastructure, Transport, Regional	-	-	-	-
Development, Communications and the Arts	1,160,211	-	3,912,145	5,072,356
Prime Minister and Cabinet	-	-	-	-
	3,635	-	60,431	64,066
Social Services	-	-	2,319	2,319
	-	-	177,067	177,067
Treasury	-	-	- 217,046	- 217,046
Total: Bill 4	-	-	164,348	164,348
	1,630,454	-	22,371,490	24,001,944

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AGRICULTURE, FISHERIES AND FORESTRY PORTFOLIO

SUMMARY

Summary of Appropriations (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023

Entity	Payments to States, ACT, NT and local government	New Administered Outcomes	Non- operating	Total
	\$'000	\$'000	\$'000	\$'000
Department of Agriculture, Fisheries and Forestry	-	-	- 274,553	- 274,553
Total: Agriculture, Fisheries and Forestry	-	-	- 274,553	- 274,553

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ATTORNEY-GENERAL'S PORTFOLIO

SUMMARY

Summary of Appropriations (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023

	Payments to States, ACT,	New		
	, ,	Administered	Non-	
Entity	government	Outcomes	operating	Total
	\$'000	\$'000	\$'000	\$'000
Attorney-General's Department	-	-	-	-
	-	-	7,833	7,833
Administrative Appeals Tribunal	-	-	7,363	7,363
	-	-	-	-
Australian Commission for Law	-	-	-	-
Enforcement Integrity	-	-	2,380	2,380
Australian Criminal Intelligence	-	-	3,240	3,240
Commission	-	-	1,000	1,000
Australian Federal Police	-	-	-	-
	-	-	61,575	61,575
Australian Transaction Reports and	-	-	-	-
Analysis Centre	-	-	19,501	19,501
High Court of Australia	-	-	-	-
	-	-	850	850
Office of the Australian Information	-	-	-	-
Commissioner	-	-	630	630
Office of the Director of Public	-	-	-	-
Prosecutions	-	-	2,200	2,200
Office of the Special Investigator	-	-	-	-
	-	-	1,000	1,000
Total: Attorney-General's	-	-	10,603	10,603
-	-	-	96,969	96,969

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ATTORNEY-GENERAL'S PORTFOLIO

Additional Appropriation (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023 Actual Available Appropriation (light figures)—2021-2022

	Payments to States, ACT, NT and local government	New Administered Outcomes	Total
ADMINISTRATIVE APPEALS TRIBUNAL	\$'000	\$'000	\$'000
Equity Injections			7,363 - -
Total: Administrative Appeals Tribunal	-	-	7,363

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ATTORNEY-GENERAL'S PORTFOLIO

Additional Appropriation (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023 Actual Available Appropriation (light figures)—2021-2022

	Payments to States, ACT, NT and local government	New Administered Outcomes	Total
AUSTRALIAN CRIMINAL INTELLIGENCE COMMISSION Non-operating Equity Injections	\$'000	\$'000	\$'000 3,240 <i>1,000</i> 6,175
Total: Australian Criminal Intelligence Commission	-	-	3,240

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CLIMATE CHANGE, ENERGY, THE ENVIRONMENT AND WATER PORTFOLIO

SUMMARY

Summary of Appropriations (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023

	Payments to States, ACT,	New	New	
Entity	government	Administered Outcomes	Non- operating	Total
	\$'000	\$'000	\$'000	\$'000
Department of Climate Change, Energy, the Environment and Water	-	-	- 2,300,931	- 2,300,931
Payments to corporate entities:				
Australian Institute of Marine Science			-	-
			17,550	17,550
Director of National Parks			-	-
			56,833	56,833
Murray-Darling Basin Authority			- 4.840	- 4.840
Oude outliert oue Folds of the Truck			4,040	4,040
Sydney Harbour Federation Trust			- 5.666	- 5.666
Bureau of Meteorology	_	_	-	-
Buildad of Meteorology	-	-	130,218	130,218
Clean Energy Regulator	-	-	-	-
	-	-	8,312	8,312
Climate Change Authority	-	-	-	-
	-	-	1,690	1,690
Great Barrier Reef Marine Park	-	-	-	-
Authority	-	-	8,025	8,025
Total: Climate Change, Energy, the	-	-		
Environment and Water	-	-	2,534,065	2,534,065

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DEFENCE PORTFOLIO

SUMMARY

Summary of Appropriations (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023

Entity	government	New Administered Outcomes	Non- operating	Total
	\$'000	\$'000	\$'000	\$'000
Department of Defence	:	-	127,894 12,805,191	127,894 12,805,191
Australian Signals Directorate	-	-	9,564 462,450	9,564 462,450
Department of Veterans' Affairs	-	-	- 5,924	- 5,924
Payments to corporate entities:				
Australian War Memorial			- 131,563	- 131,563
Total: Defence	-	-	137,458 13,405,128	137,458 13,405,128

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DEFENCE PORTFOLIO

Additional Appropriation (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023 Actual Available Appropriation (light figures)—2021-2022

	Payments to States, ACT, NT and local	New Administered	
	government	Outcomes	Total
DEPARTMENT OF DEFENCE Non-operating	\$'000	\$'000	\$'000
Equity Injections			127,894
			12,805,191
			12,666,241
Total: Department of Defence	-	-	127,894

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DEFENCE PORTFOLIO

Additional Appropriation (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023 Actual Available Appropriation (light figures)—2021-2022

	Payments to States, ACT, NT and local government	New Administered Outcomes	Total
AUSTRALIAN SIGNALS DIRECTORATE	\$'000	\$'000	\$'000
Equity Injections			9,564
			<i>462,450</i> 186,385
Total: Australian Signals Directorate	-	-	9,564

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EDUCATION PORTFOLIO

SUMMARY

Summary of Appropriations (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023

	Payments to			
	States, ACT,	New		
	NT and local	Administered	Non-	
Entity	government	Outcomes	operating	Total
	\$'000	\$'000	\$'000	\$'000
Department of Education	-	-	1,838	1,838
	466,608	-	5,555	472,163
Total: Education	-	-	1,838	1,838
	466,608	-	5,555	472,163

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EDUCATION PORTFOLIO

Additional Appropriation (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023 Actual Available Appropriation (light figures)—2021-2022

	Payments to States, ACT, NT and local government	New Administered Outcomes	Total
DEPARTMENT OF EDUCATION Non-operating Equity Injections	\$'000	\$'000	\$'000 1,838
Total: Department of Education			5,555 785 1,838

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EMPLOYMENT AND WORKPLACE RELATIONS PORTFOLIO

SUMMARY

Summary of Appropriations (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023

	Payments to States, ACT, NT and local	New Administered	Non-	
Entity	government	Outcomes	operating	Total
	\$'000	\$'000	\$'000	\$'000
Department of Employment and Workplace Relations	-	-	- 48,897	- 48,897
Australian Skills Quality Authority	-	-	- 1,214	- 1,214
Total: Employment and Workplace Relations	-	-	- 50,111	- 50,111

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FINANCE PORTFOLIO

SUMMARY

Summary of Appropriations (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023

Entity	States, ACT, NT and local government \$'000	New Administered Outcomes \$'000	Non- operating \$'000	Total \$'000
Department of Finance	\$ 000 - -	\$ 000 - -	9,117	\$ 000 - 9,117
Total: Finance	-	-	- 9,117	- 9,117

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FOREIGN AFFAIRS AND TRADE PORTFOLIO

SUMMARY

Summary of Appropriations (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023

	Payments to			
	States, ACT,	New		
	NT and local	Administered	Non-	
Entity	government	Outcomes	operating	Total
	\$'000	\$'000	\$'000	\$'000
Department of Foreign Affairs and	-	-	-	-
Trade	-	-	83,344	83,344
Australian Secret Intelligence Service	-	-	-	-
-	-	-	4,793	4,793
Australian Trade and Investment	-	-	-	-
Commission	-	-	4,554	4,554
Total: Foreign Affairs and Trade	-	-	-	-
-	-	-	92,691	92,691

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HEALTH AND AGED CARE PORTFOLIO

SUMMARY

Summary of Appropriations (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023

Entity	Payments to States, ACT, NT and local government	New Administered Outcomes	Non- operating	Total
	\$'000	\$'000	\$'000	\$'000
Department of Health and Aged Care	:	:	10,380 1,176,028	10,380 1,176,028
Payments to corporate entities:				
Australian Digital Health Agency			- 18,406	- 18,406
Australian Sports Commission			- 10,334	- 10,334
Aged Care Quality and Safety Commission	-	-	- 3,025	- 3,025
National Mental Health Commission	-	-	- 50	- 50
Sport Integrity Australia	:	:	- 359	- 359
Total: Health and Aged Care	-	-	10,380 1,208,202	10,380 1,208,202

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HEALTH AND AGED CARE PORTFOLIO

Additional Appropriation (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023 Actual Available Appropriation (light figures)—2021-2022

	Payments to States, ACT, NT and local government	New Administered Outcomes	Total
DEPARTMENT OF HEALTH AND AGED CARE Non-operating	\$'000	\$'000	\$'000
Equity Injections			10,380 169,891
			114,781
Total: Department of Health and Aged Care	-	-	10,380

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HOME AFFAIRS PORTFOLIO

SUMMARY

Summary of Appropriations (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023

	Payments to			
	States, ACT,	New		
	NT and local	Administered	Non-	
Entity	government	Outcomes	operating	Total
	\$'000	\$'000	\$'000	\$'000
Department of Home Affairs	-	-	1,750	1,750
	-	-	69,961	69,961
Australian Security Intelligence	-	-	-	-
Organisation	-	-	71,945	71,945
National Emergency Management	-	-	-	-
Agency	-	-	4,684	4,684
Total: Home Affairs	-	-	1,750	1,750
	-	-	146,590	146,590

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HOME AFFAIRS PORTFOLIO

Additional Appropriation (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023 Actual Available Appropriation (light figures)—2021-2022

	Payments to States, ACT, NT and local government	New Administered Outcomes	Total
DEPARTMENT OF HOME AFFAIRS	\$'000	\$'000	\$'000
Equity Injections			1,750 <i>55,243</i> 110,525
Total: Department of Home Affairs	-	-	1,750

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INDUSTRY, SCIENCE AND RESOURCES PORTFOLIO

SUMMARY

Summary of Appropriations (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023

	Payments to	Nerry		
	States, ACT,	New		
F (1)		Administered	Non-	.
Entity	government	Outcomes	operating	Total
	\$'000	\$'000	\$'000	\$'000
Department of Industry, Science and Resources	-	-	- 38,392	- 38,392
Payments to corporate entities:				
Australian Nuclear Science and Technology Organisation			- 45,744	- 45,744
Commonwealth Scientific and Industrial Research Organisation			- 85,528	- 85,528
National Offshore Petroleum Safety and Environmental Management Authority			- 2,562	- 2,562
Geoscience Australia	-	-	-	-
	-	-	9,594	9,594
Total: Industry, Science and	-	-	-	-
Resources	-	-	181,820	181,820

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INFRASTRUCTURE, TRANSPORT, REGIONAL DEVELOPMENT, COMMUNICATIONS AND THE ARTS PORTFOLIO

SUMMARY

Summary of Appropriations (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023

	Payments to States, ACT, NT and local	New Administered	Non-	
Entity	government	Outcomes	operating	Total
	\$'000	\$'000	\$'000	\$'000
Department of Infrastructure, Transport, Regional Development, Communications and the Arts	- 1,160,211	-	- 3,829,129	- 4,989,340
Payments to corporate entities:				
Australian National Maritime Museum			- 1,717	- 1,717
National Film and Sound Archive of Australia			- 8,405	- 8,405
National Gallery of Australia			- 17,043	- 17,043
National Library of Australia			- 9,650	- 9,650
National Museum of Australia			- 1,948	- 1,948
National Portrait Gallery of Australia			- 194	- 194
Old Parliament House			- 4,414	- 4,414
National Archives of Australia	-	-	- 10,600	- 10,600
National Capital Authority	-	-	- 29,045	- 29,045
Total: Infrastructure, Transport, Regional Development, Communications and the Arts	- 1,160,211	-	- 3,912,145	- 5,072,356

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PRIME MINISTER AND CABINET PORTFOLIO

SUMMARY

Summary of Appropriations (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023

	Payments to	N		
	States, ACT,	New		
F (1)		Administered	Non-	.
Entity	government	Outcomes	operating	Total
	\$'000	\$'000	\$'000	\$'000
Payments to corporate entities:				
Australian Institute of Aboriginal and			-	-
Torres Strait Islander Studies			74	74
Indigenous Business Australia			-	-
<u><u></u></u>			41,600	41,600
National Indigenous Australians	-	-	-	-
Agency	3,635	-	2,101	5,736
Office of National Intelligence	-	-	-	-
ç	-	-	16,656	16,656
Total: Prime Minister and Cabinet	-	-	-	-
	3,635	-	60,431	64,066

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SOCIAL SERVICES PORTFOLIO

SUMMARY

Summary of Appropriations (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023

	Payments to States, ACT,	New		
		Administered	Non-	
Entity	government	Outcomes	operating	Total
	\$'000	\$'000	\$'000	\$'000
Services Australia	-	-	2,319	2,319
	-	-	177,067	177,067
Total: Social Services	-	-	2,319	2,319
	-	-	177,067	177,067

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SOCIAL SERVICES PORTFOLIO

Additional Appropriation (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023 Actual Available Appropriation (light figures)—2021-2022

	Payments to States, ACT, NT and local government	New Administered Outcomes	Total
SERVICES AUSTRALIA Non-operating Equity Injections	\$'000	\$'000	\$'000 2,319 177,067 324,981
Total: Services Australia	-	-	2,319

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Appropriation Act (No. 4) 2022-2023

TREASURY PORTFOLIO

SUMMARY

Summary of Appropriations (bold figures)—2022-2023 Budget Appropriation (italic figures)—2022-2023

Entity	Payments to States, ACT, NT and local government	New Administered Outcomes	Non- operating	Total
Linky	\$'000	\$'000	\$'000	\$'000
Department of the Treasury	\$ 000 - -	\$ 000 - -	- 171,456	- 171,456
Australian Bureau of Statistics	-	-	- 2,244	- 2,244
Australian Competition and Consumer Commission	-	-	- 14,000	- 14,000
Australian Securities and Investments Commission	-	-	- 5,824	- 5,824
Australian Taxation Office	-	-	- 23,522	- 23,522
Total: Treasury	-	-	- 217,046	217,046

[Minister's second reading speech made in— House of Representatives on 9 May 2023 Senate on 13 June 2023]

(56/23)

No. 21, 2023

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