



## **FMA Act Determination 2008/42 — Section 32 (Transfer of Functions from the former DEST to DEEWR)**

*Financial Management and Accountability Act 1997*

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I, Tim Youngberry, Division Manager, Financial Reporting and Cash Management Division, Department of Finance and Deregulation, make this Determination under subsection 32 (2) of the *Financial Management and Accountability Act 1997* (the *FMA Act*).

This Determination is made because of changes in the administrative arrangements on 3 December 2007, specifically the transfer of Education related functions from the former Department of Education, Science and Training to the Department of Education, Employment and Workplace Relations.

Dated 27 June 2008

**Tim Youngberry**  
Division Manager  
Financial Reporting and Cash Management Division  
Department of Finance and Deregulation

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## 1 Name of Determination

This Determination is the *FMA Act Determination 2008/42 — Section 32 (Transfer of Functions from the former DEST to DEEWR)*.

*Note 1* This Determination has been made by a delegate of the Secretary of the Department of Finance and Deregulation. The Secretary is a delegate of the Minister for Finance and Deregulation: see sections 53 and 62 of the FMA Act.

*Note 2* The Appropriation Acts, as made, refer to the names of particular Departments. However, some of those references have changed due to the reorganisation of government functions on 3 December 2007. The relevant changes are:

- (a) the Education, Employment and Workplace Relations portfolio was established; and
- (b) the Department of Education, Employment and Workplace Relations was established; and
- (c) the Education, Science and Training portfolio was abolished; and
- (d) the Department of Education, Science and Training was abolished

*Note 3* Acronyms and other organisational names used in this Determination are as follows:

- (a) “DEEWR” – refers to the Department of Education, Employment and Workplace Relations.
- (b) “DEST” – refers to the Department of Education, Science and Training.

## 2 Commencement

This Determination is taken to have commenced on 3 December 2007.

*Note* Under subsection 32 (8) of the FMA Act, a Determination may be expressed to take effect before its making and registration under the *Legislative Instruments Act 2003*.

## 3 Amendment of *Appropriation Act (No. 1) 2004-2005*

Schedule 1 amends the *Appropriation Act (No. 1) 2004-2005* to transfer an amount of \$7,718,560.78 of the departmental item for the former Department of Education, Science and Training to the departmental item for the Department of Education, Employment and Workplace Relations.

*Note* The amount transferred relates to the transfer of Education related functions from the former DEST to DEEWR.

## 4 Amendment of *Appropriation Act (No. 1) 2007-2008*

Schedule 2 amends the *Appropriation Act (No. 1) 2007-2008* to transfer an amount of \$4,273,051.44 of the departmental item for the former Department of Education, Science and Training to the departmental item for the Department of Education, Employment and Workplace Relations.

*Note* The amount transferred relates to the transfer of Education related functions from the former DEST to DEEWR.

## Schedule 1 **Amendment of Appropriation Act (No. 1) 2004-2005**

(section 3)

### [1] **Schedule 1, Veterans' Affairs portfolio, after the Australian War Memorial table**

*insert*

#### EDUCATION, EMPLOYMENT AND WORKPLACE RELATIONS PORTFOLIO

Appropriation (plain figures)—2004-2005

	Departmental Outputs \$'000	Administered Expenses \$'000	Total \$'000
<b>DEPARTMENT OF EDUCATION, EMPLOYMENT AND WORKPLACE RELATIONS</b>			
<b>Total: Department of Education, Employment and Workplace Relations</b>	<b>7,718.56078</b>		

Note 1: The table has been inserted by a Determination under section 32 of the FMA Act. That determination has inserted only the actual appropriation items:

- (a) for departmental items, the actual appropriation item is the "Total" amount in relation to an entity under the heading "Departmental Outputs"; and
- (b) for administered items, the actual appropriation item is the amount set out opposite an Outcome of an entity under the heading "Administered Expenses".

No other amounts in the table have been inserted.

Note 2: FMA Act Determination 2008/42 inserted the amount alongside Total: Department of Education, Employment and Workplace Relations, under the heading Departmental Outputs, to transfer an amount from the former Department of Education, Science and Training.

### [2] **Schedule 1, Education, Science and Training portfolio, Department of Education, Science and Training table, total for Department of Education, Science and Training, Departmental Outputs**

*omit***248,414.00886***insert***240,695.44808**

**[3] Schedule 1, Education, Science and Training portfolio, after the Department of Education, Science and Training table**

*omit the notes, insert*

- Note 1: The table has been amended by a Determination under section 32 of the FMA Act. That determination has amended only the actual appropriation items:
- (a) for departmental items, the actual appropriation item is the "Total" amount in relation to an entity under the heading "Departmental Outputs"; and
  - (b) for administered items, the actual appropriation item is the amount set out opposite an Outcome of an entity under the heading "Administered Expenses".
- No other amounts in the table have been amended.
- Note 2: Note 2: FMA Act Section 32 Determination 2008/23 amended the amount alongside Total: Department of Education, Science and Training, under the heading Departmental Outputs, to transfer an amount to the Australian Research Council.
- Note 3: FMA Act Section 32 Determination 2008/28 amended the amount alongside Total: Department of Education, Science and Training, under the heading Departmental Outputs, to transfer an amount to the Department of Resources, Energy and Tourism.
- Note 4: FMA Act Section 32 Determination 2008/42 amended the amount alongside Total: Department of Education, Science and Training, under the heading Departmental Outputs, to transfer an amount to the Department of Education, Employment and Workplace Relations.

## Schedule 2 **Amendment of *Appropriation Act (No. 1) 2007-2008***

(section 4)

**[1] Schedule 1, Education, Science and Training portfolio,  
Department of Education, Science and Training table, total for  
Department of Education, Science and Training, Departmental  
Outputs**

*omit*

**213,906**

*insert*

**209,632.94856**

**[2] Schedule 1, Education, Science and Training portfolio, after the  
Department of Education, Science and Training table**

*omit the notes, insert*

Note 1: The table has been amended by a Determination under section 32 of the FMA Act. That determination has amended only the actual appropriation items:

- (a) for departmental items, the actual appropriation item is the "Total" amount in relation to an entity under the heading "Departmental Outputs"; and
- (b) for administered items, the actual appropriation item is the amount set out opposite an Outcome of an entity under the heading "Administered Expenses".

No other amounts in the table have been amended.

Note 2: FMA Act Section 32 Determination 2008/16 amended the amount alongside Total: Department of Education, Science and Training under the heading Departmental Outputs, and amended the amount alongside Outcome 5, under the heading Administered Expenses, to transfer amounts to the Department of Resources, Energy and Tourism.

Note 3: FMA Act Section 32 Determination 2008/19 amended the amount alongside Total: Department of Education, Science and Training under the heading Departmental Outputs, and amended the amounts alongside Outcome 1, Outcome 2, Outcome 3, Outcome 4, Outcome 5 and Outcome 6, under the heading Administered Expenses, to transfer amounts to the Department of Education, Employment and Workplace Relations.

Note 4: FMA Act Section 32 Determination 2008/20 amended the amount alongside Total: Department of Education, Science and Training under the heading Departmental Outputs, and amended the amounts alongside Outcome 5 and Outcome 6, under the heading Administered Expenses, to transfer amounts to the Department of Innovation, Industry, Science and Research.

Note 5: FMA Section 32 Determination 2008/23 amended the amount alongside Total: Department of Education, Science and Training under the heading Departmental Outputs, to transfer an amount to the Australian Research Council.

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- Note 6: FMA Section 32 Determination 2008/28 amended the amount alongside Total: Department of Education, Science and Training under the heading Departmental Outputs, to transfer an amount to the Department of Resources, Energy and Tourism.
- Note 7: FMA Section 32 Determination 2008/29 amended the amount alongside Total: Department of Education, Science and Training under the heading Departmental Outputs, to transfer an amount to the Australian Research Council.
- Note 8: FMA Section 32 Determination 2008/42 amended the amount alongside Total: Department of Education, Science and Training under the heading Departmental Outputs, to transfer an amount to the Department of Education, Employment and Workplace Relations.

**[3] Schedule 1, Education, Employment and Workplace Relations portfolio, Department of Education, Employment and Workplace Relations table, total for Department of Education, Employment and Workplace Relations, Departmental Outputs**

*omit*

955,359.70136

*insert*

959,632.7528

**[4] Schedule 1, Education, Employment and Workplace Relations portfolio, after the Department of Education, Employment and Workplace Relations table**

*omit the notes, insert*

- Note 1: The table has been amended by a Determination under section 32 of the FMA Act. That determination has amended only the actual appropriation items:
- (a) for departmental items, the actual appropriation item is the "Total" amount in relation to an entity under the heading "Departmental Outputs"; and
  - (b) for administered items, the actual appropriation item is the amount set out opposite an Outcome of an entity under the heading "Administered Expenses".
- No other amounts in the table have been amended.
- Note 2: FMA Act Section 32 Determination 2008/08 inserted the amounts along side Outcome 1 and Outcome 5, under the heading Administered Expenses, to transfer amounts from the Department of Families, Housing, Community Services and Indigenous Affairs.
- Note 3: FMA Act Section 32 Determination 2008/19 inserted the amounts along side Outcome 2, Outcome 3, Outcome 4, Outcome 6, and amended the amount alongside Outcome 5 under the heading Administered Expenses, to transfer amounts from the former Department of Education, Science and Training.
- Note 4: FMA Act Section 32 Determination 2008/27 amended the amount alongside Total: Department of Education, Employment and Workplace Relations, under the heading Departmental Outputs and inserted the amounts alongside Outcome 7 and Outcome 9 under the heading Administered Expenses, to transfer amounts from the former Department of Employment and Workplace Relations.

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- Note 5: FMA Act Section 32 Determination 2008/36 amended the amount alongside Total: Department of Education, Employment and Workplace Relations, under the heading Departmental Outputs to transfer an amount from the Department of Families, Housing, Community Services and Indigenous Affairs.
- Note 6: FMA Act Section 32 Determination 2008/42 amended the amount along side Total: Department of Education, Employment and Workplace Relations, under the heading Departmental Outputs, to transfer an amount from the former Department of Education, Science and Training.