

EXPLANATORY STATEMENT

<p>The instrument to which this explanatory statement relates</p>	<p><i>Financial Management and Accountability Act 1997 Determination 2010/20 – Section 32 (Transfer of Functions from DAFF to AFMA)</i></p>
<p>Date instrument was made</p>	<p>25 October 2010</p>
<p>The legislative authority under which the instrument is made</p>	<p>Subsection 32(2) of the <i>Financial Management and Accountability Act 1997</i> (FMA Act) enables the Minister for Finance and Deregulation (Finance Minister) to determine that one or more Schedules to one or more Appropriation Acts are amended in relation to the transfer of a function from one agency to another.</p> <p>Under section 62 of the FMA Act the Finance Minister has delegated this power to the Secretary of the Department of Finance and Deregulation (Finance). Under section 53 of the FMA Act, the Secretary of Finance has delegated this power to certain officials within Finance.</p>
<p>Purpose and effect of the instrument</p>	<p>Schedule 1 of this Instrument amends the <i>Appropriation Act (No. 1) 2010-2011</i> to transfer an amount of \$270,000 of the departmental item from the Department of Agriculture, Fisheries and Forestry (DAFF) to the Australian Fisheries Management Authority (AFMA).</p> <p>The effect of this schedule is to reduce the departmental item in <i>Appropriation Act (No. 1) 2010-2011</i> for DAFF and increase the departmental item in <i>Appropriation Act (No. 1) 2010-2011</i> for AFMA.</p>
<p>Background</p>	<p>The appropriation amount transferred relates to the transfer of all activities of an administrative nature associated with the Queensland Fisheries Joint Authority, the Western Australian Fisheries Joint Authority, the Northern Territory Fisheries Joint Authority and the Torres Strait Protected Zone Joint Authority from the Department of Agriculture, Fisheries and Forestry to the Australian Fisheries Management Authority.</p>
<p>Notes on the Instrument</p>	<p>In accordance with Part 3 of the <i>Legislative Instruments Act 2003</i>, DAFF and AFMA were consulted in the preparation of this instrument. This Determination is a legislative instrument for the purposes of section 5 of the <i>Legislative Instruments Act 2003</i>.</p>