

EXPLANATORY STATEMENT

<p>The instrument to which this explanatory statement relates</p>	<p><i>Financial Management and Accountability Act 1997 Determination 2012/03 – Section 32 (Transfer of functions from DPMC to DRALGAS)</i></p>
<p>Date instrument was made</p>	<p>24 January 2012</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 2012/03 amends <i>Appropriation Act (No. 1) 2011-2012</i> to:</p> <ul style="list-style-type: none"> (a) reduce \$20,096,000.00 of the departmental item for DPMC and increase the departmental item for DRALGAS by \$20,696,000.00; (b) transfer \$69,980,895.70 of DPMC administered item for outcome 2 to DRALGAS's administered item for outcome 3; (c) transfer \$14,130,622.00 of DPMC administered item for outcome 3 to DRALGAS's administered item for outcome 4; (d) transfer \$10,058,338.00 of the CAC Act body payment item for the Australian Film, Television and Radio School from DPMC to DRALGAS; (e) transfer \$5,602,000.00 of the CAC Act body payment item for the Australian National Maritime Museum from DPMC to DRALGAS; (f) transfer \$116,693,000.00 of the CAC Act body payment item for the Australian Sports Commission from DPMC to DRALGAS; (g) transfer \$10,408,333.31 of the CAC Act body payment item for the National Film and Sound Archives from DPMC to DRALGAS; (h) transfer \$12,187,195.00 of the CAC Act body payment item for the National Gallery of Australia from DPMC to DRALGAS;

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	<p>(i) transfer \$20,415,000.00 of the CAC Act body payment item for the National Library of Australia from DPMC to DRALGAS;</p> <p>(j) transfer \$11,188,889.00 of the CAC Act body payment item for the National Museum of Australia from DPMC to DRALGAS; and</p> <p>(k) transfer \$3,804,000.00 of the CAC Act body payment item for Screen Australia from DPMC to DRALGAS.</p> <p>Schedule 2 of 2012/03 amends <i>Appropriation Act (No. 2) 2010-2011</i> to transfer:</p> <p>(a) transfer \$695,000.00 of the CAC Act body payment Non Operating item for the Australian National Maritime Museum from DPMC to DRALGAS; and</p> <p>(b) transfer \$4,074,000.00 of the CAC Act body payment Non Operating item for the National Library of Australia from DPMC to DRALGAS.</p> <p>Schedule 3 amends <i>Appropriation Act (No. 1) 2010-2011</i> to reduce \$600,000.00 of the departmental item for DPMC.</p> <p>Schedule 4 amends <i>Appropriation Act (No. 1) 2009-2010</i> to transfer \$17,909,420.05 of DPMC's administered item for outcome 2 to DRALGAS's administered item for outcome 3.</p> <p>The effect of this schedule is to transfer appropriations relating to the Arts, Culture and Sport functions from DPMC to DRALGAS.</p>
<p>Background</p>	<p>The transfer of appropriation arises due to a Government decision to transfer responsibility for the Arts, Culture and Sport functions from the Department of the Prime Minister and Cabinet to the Department of Regional Australia, Local Government, Arts and Sport.</p>
<p>Notes on the Instrument</p>	<p>In accordance with Part 3 of the <i>Legislative Instruments Act 2003</i>, DPMC and DRALGAS 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>