



## **Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2018-2019 (No. 10)**

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I, Tracey Carroll, First Assistant Secretary, Financial Analysis, Reporting and Management, Department of Finance, make the following determination.

Dated 25 February 2020

Tracey Carroll  
First Assistant Secretary  
Financial Analysis, Reporting and Management  
Department of Finance

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**1 Name**

This instrument is the *Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2018-2019 (No. 10)*.

**2 Commencement**

This instrument commences on the day after registration.

**3 Authority**

This instrument is made under section 75 of the *Public Governance, Performance and Accountability Act 2013*.

**4 Schedules**

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

## **Schedule 1—Amendments**

### ***Public Governance, Performance and Accountability (Section 75 Transfers) Determination 2018-2019***

#### **1 Paragraph 5(1)(c)**

Repeal the paragraph, substitute:

- (c) references in the Schedules to the Acts to the Education and Training Portfolio were references to the Education, Skills and Employment Portfolio; and

#### **2 Paragraph 5(1)(d)**

Repeal the paragraph, substitute:

- (d) references in the Schedules to the Acts to the Department of Education and Training were references to the Department of Education, Skills and Employment; and

#### **3 Paragraph 5(1)(h)**

Repeal the paragraph, substitute:

- (h) references in the Schedules to the Acts to the Infrastructure, Regional Development and Cities Portfolio were references to the Infrastructure, Transport, Regional Development and Communications Portfolio; and

#### **4 Paragraph 5(1)(i)**

Repeal the paragraph, substitute:

- (i) references in the Schedules to the Acts to the Department of Infrastructure, Regional Development and Cities were references to the Department of Infrastructure, Transport, Regional Development and Communications; and

#### **5 At the end of subsection 5(1)**

Add:

- (j) references in the Schedules to Acts to the Environment and Energy Portfolio were references to the Agriculture, Water and the Environment Portfolio; and
- (k) references in the Schedules to the Acts to the Department of the Environment and Energy were references to the Department of Agriculture, Water and the Environment; and
- (l) references in the Schedules to the Acts to the Department of Industry, Innovation and Science were references to the Department of Industry, Science, Energy and Resources.

#### **6 Paragraph 5(2)(a)**

Repeal the paragraph.

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**7 Paragraph 5(2)(d)**

Repeal the paragraph, substitute:

- (d) items and outcomes for the following entities, included for the Employment, Skills, Small and Family Business Portfolio, were instead included for an Industry, Science, Energy and Resources Portfolio:

**8 Sub-paragraph 5(2)(d)(i)**

Repeal the sub-paragraph, substitute:

- (i) Department of Industry, Science, Energy and Resources;

**9 At the end of subsection 5(2)**

Add:

; and (h) items and outcomes for the following entities, included for the Agriculture Portfolio, were instead included for the Agriculture, Water and the Environment Portfolio:

- (i) Australian Fisheries Management Authority;
- (ii) Australian Pesticides and Veterinary Medicines Authority;
- (iii) Murray-Darling Basin Authority;
- (iv) Regional Investment Corporation.

**10 At the end of subsection 6(3)**

Add:

- (c) as if a departmental item for the following non-corporate entity were included for the Prime Minister and Cabinet Portfolio in Schedule 1 to the Act:

**NATIONAL INDIGENOUS AUSTRALIANS AGENCY**

- (d) as if an administered item were included for the National Indigenous Australians Agency:
  - (i) in the part of Schedule 1 to the Act dealing with the Prime Minister and Cabinet Portfolio; and
  - (ii) opposite the following outcome:

**Outcome 1**

Improve results for Indigenous Australians including in relation to school attendance, employment and community safety, through delivering services and programmes, and through measures that recognise the special place that Indigenous people hold in this Nation

- (e) as if Outcome 2, Outcome 3 and Outcome 4 for the Department of Agriculture, Water and the Environment in Schedule 1 to the Act were replaced with the following outcomes:

**Outcome 2**

Advance Australia's strategic, scientific, environmental and economic interests in the Antarctic region by protecting, administering and researching the region

**Outcome 3**

More sustainable, productive, internationally competitive and profitable Australian agricultural, food and fibre industries through policies and initiatives that promote better resource management practices, innovation, self-reliance and improved access to international markets

**Outcome 4**

Safeguard Australia's animal and plant health status to maintain overseas markets and protect the economy and environment from the impact of exotic pests and diseases, through risk assessment, inspection and certification, and the implementation of emergency response arrangements for Australian agricultural, food and fibre industries

- (f) as if an administered item were included for the Department of Agriculture, Water and the Environment in Schedule 1 to the Act opposite the following outcome:

**Outcome 5**

Improve the health of rivers and freshwater ecosystems and water use efficiency through implementing water reforms, and ensuring enhanced sustainability, efficiency and productivity in the management and use of water resources

- (g) as if a departmental item for the following non-corporate entity were included for the Social Services Portfolio in Schedule 1 to the Act:

**SERVICES AUSTRALIA**

- (h) as if an administered item were included for Services Australia:

- (i) in the part of Schedule 1 to the Act dealing with the Social Services Portfolio; and
- (ii) opposite the following outcome:

**Outcome 1**

Support individuals, families and communities to achieve greater self-sufficiency; through the delivery of advice and high quality accessible social, health and child support services and other payments; and support providers and businesses through convenient and efficient service delivery

- (i) as if an administered item were included for the Attorney-General's Department in Schedule 1 to the Act opposite the following outcome:

**Outcome 2**

Facilitate jobs growth through policies and programs that promote fair, productive and safe workplaces

- (j) as if an administered item were included for the Department of Infrastructure, Transport, Regional Development and Communications in Schedule 1 to the Act opposite the following outcome:

**Outcome 5**

Promote an innovative and competitive communications sector, through policy development, advice and program delivery, so all Australians can realise the full potential of digital technologies and communications services

- (k) as if an administered item were included for the Department of Infrastructure, Transport, Regional Development and Communications in Schedule 1 to the Act opposite the following outcome:



**Outcome 6**

Participation in, and access to, Australia's arts and culture through developing and supporting cultural expression

- (l) as if an administered item were included for the Department of Industry, Science, Energy and Resources in Schedule 1 to the Act opposite the following outcome:

**Outcome 3**

Support the affordable, reliable, secure and competitive operation of energy markets for the long term benefit of the Australian community through improving Australia's energy supply, efficiency, quality, performance and productivity

**11 Subsection 6(4) (table items 2 and 3, 7 and 8, 10 and 11 and 13)**

Repeal the items, substitute:

2	Department of the Prime Minister and Cabinet	Departmental item	-46,477.3102
3	Department of Home Affairs	Departmental item	+7,727.17683
7	Department of Social Services	Departmental item	+35,580.90077
8	Department of Social Services	Administered item, Outcome 2	-13,279.10787
10	Department of Education, Skills and Employment	Departmental item	-14,219.2918
11	Department of Employment, Skills, Small and Family Business	Departmental item	+13,507.7932
13	Department of Home Affairs	Administered item, Outcome 2	+45,873.35611

**12 Subsection 6(4) (at the end of the table)**

Add:

14	Department of the Prime Minister and Cabinet	Administered item, Outcome 2	-34,546.17425
15	National Indigenous Australians Agency	Administered item, Outcome 1	+34,546.17425
16	National Indigenous Australians Agency	Departmental item	+45,240.3102
17	Department of Agriculture	Administered item, Outcome 1	-2,298.10159
18	Department of Agriculture, Water and the Environment	Administered item, Outcome 3	+2,298.10159
19	Department of Agriculture	Administered item, Outcome 2	-1,736.71229
20	Department of Agriculture, Water and the Environment	Administered item, Outcome 4	+1,736.71229
21	Department of Agriculture	Administered item, Outcome 3	-209,307.77093
22	Department of Agriculture, Water and the Environment	Administered item, Outcome 5	+209,307.77093
23	Department of Agriculture	Corporate entity item, Murray-Darling Basin Authority	-7
24	Department of Agriculture, Water and the Environment	Corporate entity item, Murray-Darling Basin Authority	+7

## Schedule 1 Amendments

	the Environment	Darling Basin Authority	
25	Services Australia (Department of State)	Departmental item	-46,301
26	Services Australia (Executive Agency)	Departmental item	+46,301
27	Services Australia (Department of State)	Administered item, Outcome 1	-1,557.69004
28	Services Australia (Executive Agency)	Administered item, Outcome 1	+1,557.69004
29	Department of Employment, Skills, Small and Family Business	Administered item, Outcome 2	-11,655.87097
30	Attorney-General's Department	Administered item, Outcome 2	+11,655.87097
31	Department of Communications and the Arts	Administered item, Outcome 1	-26,830.64972
32	Department of Infrastructure, Transport, Regional Development and Communications	Administered item, Outcome 5	+26,830.64972
33	Department of Communications and the Arts	Administered item, Outcome 2	-614.25289
34	Department of Infrastructure, Transport, Regional Development and Communications	Administered item, Outcome 6	+614.25289
35	Department of Communications and the Arts	Departmental item	-138.57792
36	Department of Infrastructure, Transport, Regional Development and Communications	Departmental item	+138.57792
37	Department of Agriculture, Water and the Environment	Administered item, Outcome 2 (Of the former Department of the Environment and Energy)	-12.55173
38	Department of Industry, Science, Energy and Resources	Administered item, Outcome 3	+12.55173

### 13 At the end of the instrument

Add:

#### 7 Modification of *Appropriation Act (No. 2) 2018-2019*

- (1) This section applies to the *Appropriation Act (No. 2) 2018-2019*.
- (2) For the purposes of this section, assume that the substitutions described in section 5 have happened.
- (3) The Act has effect as follows:
  - (a) as if an other departmental item (Equity Injections) for the following non-corporate entity were included for the Prime Minister and Cabinet Portfolio in Schedule 2 to the Act:

#### NATIONAL INDIGENOUS AUSTRALIANS AGENCY

- (b) as if an administered assets and liabilities item for the following non-corporate entity were included for the Agriculture, Water and the Environment Portfolio in Schedule 2 to the Act:

**DEPARTMENT OF AGRICULTURE, WATER AND THE ENVIRONMENT**

- (c) as if an other departmental item (Equity Injections) for the following non-corporate entity were included for Social Services Portfolio in Schedule 2 to the Act:

**SERVICES AUSTRALIA**

- (4) The Act has effect:

- (a) as if appropriation items in Schedule 2 to the Act were increased or decreased in accordance with the following table; and
- (b) if the table specifies an increase for an appropriation item which is an appropriation item that has effect because of this determination – as if the increase were from a nil amount.

<b>Increases and decreases in appropriation items</b>			
<b>Item</b>	<b>Entity</b>	<b>Appropriation item</b>	<b>Increase (+)/ decrease (-) (\$'000)</b>
1	Department of the Prime Minister and Cabinet	Other departmental item (Equity Injections)	-6,924
2	National Indigenous Australians Agency	Other departmental item (Equity Injections)	+6,924
3	Department of Agriculture	Other departmental item (Equity Injections)	-436.875
4	Department of Agriculture, Water and the Environment	Other departmental item (Equity Injections)	+436.875
5	Department of Agriculture	Administered assets and liabilities item	-657,192.11588
6	Department of Agriculture, Water and the Environment	Administered assets and liabilities item	+657,192.11588
7	Services Australia (Department of State)	Other departmental item (Equity Injections)	-9,600
8	Services Australia (Executive Agency)	Other departmental item (Equity Injections)	+9,600

## **8 Modification of *Appropriation Act (No. 3) 2018-2019***

- (1) This section applies to the *Appropriation Act (No. 3) 2018-2019*.
- (2) For the purposes of this section, assume that the substitutions described in section 5 have happened.
- (3) The Act has effect as follows:
  - (a) as if Outcome 2 for the Department of Home Affairs in Schedule 1 to the Act were replaced with the following outcome:

### **Outcome 2**

Support a prosperous and inclusive society, and advance Australia's economic interests through the effective management of the visa, multicultural and citizenship programs and the provision of refugee and humanitarian assistance and settlement and migrant services

- (b) as if Outcome 2, Outcome 3 and Outcome 4 for the Department of Agriculture, Water and the Environment in Schedule 1 to the Act were replaced with the following outcomes:

### **Outcome 2**

Advance Australia's strategic, scientific, environmental and economic interests in the Antarctic region by protecting, administering and researching the region

### **Outcome 3**

More sustainable, productive, internationally competitive and profitable Australian agricultural, food and fibre industries through policies and initiatives that promote better resource management practices, innovation, self-reliance and improved access to international markets

**Outcome 4**

Safeguard Australia's animal and plant health status to maintain overseas markets and protect the economy and environment from the impact of exotic pests and diseases, through risk assessment, inspection and certification, and the implementation of emergency response arrangements for Australian agricultural, food and fibre industries

- (c) as if an administered item were included for the Department of Agriculture, Water and the Environment in Schedule 1 to the Act opposite the following outcome:

**Outcome 5**

Improve the health of rivers and freshwater ecosystems and water use efficiency through implementing water reforms, and ensuring enhanced sustainability, efficiency and productivity in the management and use of water resources

- (d) as if a departmental item for the following non-corporate entity were included for the Social Services Portfolio in Schedule 1 to the Act:

**SERVICES AUSTRALIA**

- (e) as if an administered item were included for the Attorney-General's Department in Schedule 1 to the Act opposite the following outcome:

**Outcome 2**

Facilitate jobs growth through policies and programs that promote fair, productive and safe workplaces

- (f) as if an administered item were included for the Department of Infrastructure, Transport, Regional Development and Communications in Schedule 1 to the Act opposite the following outcome:

**Outcome 5**

Promote an innovative and competitive communications sector, through policy development, advice and program delivery, so all Australians can realise the full potential of digital technologies and communications services

- (g) as if an administered item were included for the Department of Education, Skills and Employment in Schedule 1 to the Act opposite the following outcome:

**Outcome 4**

Foster a productive and competitive labour market through policies and programs that assist job seekers into work and meet employer needs

- (h) as if an administered item were included for the Department of Industry, Science, Energy and Resources in Schedule 1 to the Act opposite the following outcome:

**Outcome 2**

Reduce Australia's greenhouse gas emissions, contribute to effective global action on climate change, and support technological innovation in clean and renewable energy, through developing and implementing a national response to climate change

- (i) as if an administered item were included for the Department of Industry, Science, Energy and Resources in Schedule 1 to the Act opposite the following outcome:

**Outcome 3**

Support the affordable, reliable, secure and competitive operation of energy markets for the long term benefit of the Australian community through improving Australia's energy supply, efficiency, quality, performance and productivity

- (j) as if an administered item were included for the Department of Industry, Science, Energy and Resources in Schedule 1 to the Act opposite the following outcome:

**Outcome 4**

Facilitating the growth of small and family business

- (4) The Act has effect:

- (a) as if appropriation items in Schedule 1 to the Act were increased or decreased in accordance with the following table; and
- (b) if the table specifies an increase for an appropriation item which is an appropriation item that has effect because of this determination – as if the increase were from a nil amount.

<b>Increases and decreases in appropriation items</b>			
<b>Item</b>	<b>Entity</b>	<b>Appropriation item</b>	<b>Increase (+)/ decrease (-) (\$'000)</b>
1	Department of Social Services	Administered item, Outcome 2	-10,327.19017
2	Department of Home Affairs	Administered item, Outcome 2	+10,327.19017
3	Department of Agriculture	Administered item, Outcome 1	-513.14681
4	Department of Agriculture, Water and the Environment	Administered item, Outcome 3	+513.14681
5	Department of Agriculture	Administered item, Outcome 2	-2,762.27972
6	Department of Agriculture, Water and the Environment	Administered item, Outcome 4	+2,762.27972
7	Department of Agriculture	Administered item, Outcome 3	-52,492
8	Department of Agriculture, Water and the Environment	Administered item, Outcome 5	+52,492
9	Services Australia (Department of State)	Departmental item	-98,035
10	Services Australia (Executive Agency)	Departmental item	+98,035
11	Department of Employment, Skills, Small and Family Business	Administered item, Outcome 2	-9,315.55876
12	Attorney-General's Department	Administered item, Outcome 2	+53.17978
13	Department of Employment, Skills, Small and Family Business	Departmental item	-14,619.15915
14	Department of the Prime Minister and Cabinet	Departmental item	+171.67921
15	Department of Communications and the Arts	Administered item, Outcome 1	-13,115
16	Department of Infrastructure, Transport, Regional Development and Communications	Administered item, Outcome 5	+13,115
17	Department of Communications and the Arts	Departmental item	-1,551
18	Department of Infrastructure, Transport, Regional Development and Communications	Departmental item	+1,551
19	Department of Employment, Skills, Small and Family Business	Administered item, Outcome 1	-22,114.59988
20	Department of Education, Skills and Employment	Administered item, Outcome 4	+22,114.59988
21	Department of Education, Skills and Employment	Departmental item	+12,095.58364
22	Department of Industry, Science, Energy and Resources	Administered item, Outcome 4	+9,262.37898
23	Department of Industry, Science,	Departmental item	+2,351.8963

<b>Increases and decreases in appropriation items</b>			
<b>Item</b>	<b>Entity</b>	<b>Appropriation item</b>	<b>Increase (+)/ decrease (-) (\$'000)</b>
Energy and Resources			
24	Department of Agriculture, Water and the Environment	Administered item, Outcome 2 (Of the former Department of the Environment and Energy)	-326.06044
25	Department of Industry, Science, Energy and Resources	Administered item, Outcome 2	+326.06044
26	Department of Agriculture, Water and the Environment	Administered item, Outcome 4 (Of the former Department of the Environment and Energy)	-11,811.99961
27	Department of Industry, Science, Energy and Resources	Administered item, Outcome 3	+11,811.99961

### **9 Modification of *Appropriation Act (No. 4) 2018-2019***

- (1) This section applies to the *Appropriation Act (No. 4) 2018-2019*.
- (2) For the purposes of this section, assume that the substitutions described in section 5 have happened.
- (3) The Act has effect as follows:
  - (a) as if an administered assets and liabilities item for the following non-corporate entity were included for the Agriculture, Water and the Environment Portfolio in Schedule 2 to the Act:

**DEPARTMENT OF AGRICULTURE, WATER AND THE ENVIRONMENT**

- (4) The Act has effect:
  - (a) as if appropriation items in Schedule 2 to the Act were increased or decreased in accordance with the following table; and
  - (b) if the table specifies an increase for an appropriation item which is an appropriation item that has effect because of this determination – as if the increase were from a nil amount.



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<b>Increases and decreases in appropriation items</b>			
<b>Item</b>	<b>Entity</b>	<b>Appropriation item</b>	<b>Increase (+)/ decrease (-) (\$'000)</b>
1	Department of Agriculture	Administered assets and liabilities item	-20,000
2	Department of Agriculture, Water and the Environment	Administered assets and liabilities item	+20,000

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