

Public Governance, Performance and Accountability (Section 75 Transfers) Determination 2021‑2022

made under section 75 of the

Public Governance, Performance and Accountability Act 2013

**Compilation No. 12**

**Compilation date:** 10 August 2023

**Includes amendments up to:** Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2021‑2022 (No. 12)

**About this compilation**

**This compilation**

This is a compilation of the *Public Governance, Performance and Accountability (Section 75 Transfers) Determination 2021-2022* that shows the text of the law as amended and in force on 10 August 2023 (the ***compilation date***).

The notes at the end of this compilation (the ***endnotes***) include information about amending laws and the amendment history of provisions of the compiled law.

**Uncommenced amendments**

The effect of uncommenced amendments is not shown in the text of the compiled law. Any uncommenced amendments affecting the law are accessible on the Legislation Register (www.legislation.gov.au). The details of amendments made up to, but not commenced at, the compilation date are underlined in the endnotes. For more information on any uncommenced amendments, see the series page on the Legislation Register for the compiled law.

**Application, saving and transitional provisions for provisions and amendments**

If the operation of a provision or amendment of the compiled law is affected by an application, saving or transitional provision that is not included in this compilation, details are included in the endnotes.

**Modifications**

If the compiled law is modified by another law, the compiled law operates as modified but the modification does not amend the text of the law. Accordingly, this compilation does not show the text of the compiled law as modified. For more information on any modifications, see the series page on the Legislation Register for the compiled law.

**Self‑repealing provisions**

If a provision of the compiled law has been repealed in accordance with a provision of the law, details are included in the endnotes.

Contents

1 Name 1

3 Authority 1

4 Definitions 1

4A Modification of Appropriation Acts 1

5 Modification of *Appropriation Act (No. 1) 2021‑2022* 3

5A Modification of *Appropriation Act (No. 2) 2021-2022* 10

6 Modification of *Appropriation (Coronavirus Response) Act (No. 1) 2021‑2022* 11

7 Modification of *Appropriation Act (No. 3) 2021-2022* 12

8 Modification of *Appropriation Act (No. 4) 2021-2022* 14

Endnotes 15

Endnote 1—About the endnotes 15

Endnote 2—Abbreviation key 16

Endnote 3—Legislation history 17

Endnote 4—Amendment history 19

1 Name

This instrument is the *Public Governance, Performance and Accountability (Section 75 Transfers) Determination 2021-2022.*

3 Authority

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

4 Definitions

In this instrument:

***Appropriation Act*** means:

1. the *Appropriation Act (No. 1) 2021‑2022*; or
2. the *Appropriation Act (No. 2) 2021‑2022*; or
3. the *Appropriation (Coronavirus Response) Act (No. 1) 2021‑2022*; or
4. the *Appropriation (Coronavirus Response) Act (No. 2) 2021‑2022*; or
5. the *Appropriation Act (No. 3) 2021‑2022*; or
6. the *Appropriation Act (No. 4) 2021‑2022*.

***appropriation item*** means an item within the meaning of an Appropriation Act.

***entity*** means a non-corporate entity within the meaning of an Appropriation Act.

4A Modification of Appropriation Acts

(1) The Appropriation Acts have effect as if:

(a) references in the Acts to the Agriculture, Water and the Environment portfolio were references to the Agriculture, Fisheries and Forestry portfolio; and

(b) references in the Acts to the Department of Agriculture, Water and the Environment were references to the Department of Agriculture, Fisheries and Forestry; and

(c) references in the Acts to the Education, Skills and Employment portfolio were references to the Education portfolio; and

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

(e) references in the Acts to the Health portfolio were references to the Health and Aged Care portfolio; and

(f) references in the Acts to the Department of Health were references to the Department of Health and Aged Care; and

(g) references in the Acts to the Industry, Science, Energy and Resources portfolio were references to the Industry, Science and Resources portfolio; and

(h) references in the Acts to the Department of Industry, Science, Energy and Resources were references to the Department of Industry, Science and Resources; and

(i) references in the Acts to the Infrastructure, Transport, Regional Development and Communications portfolio were references to the Infrastructure, Transport, Regional Development, Communications and the Arts portfolio; and

(j) references in the Acts to the Department of Infrastructure, Transport, Regional Development and Communications were references to the Department of Infrastructure, Transport, Regional Development, Communications and the Arts.

(2) The Appropriation Acts have effect as if:

(a) items and outcomes for the following entities, included for the Agriculture, Fisheries and Forestry portfolio, were instead included for the Climate Change, Energy, the Environment and Water portfolio:

(i) Bureau of Meteorology;

(ii) Director of National Parks;

(iii) Great Barrier Reef Marine Park Authority;

(iv) Murray‑Darling Basin Authority;

(v) Sydney Harbour Federation Trust; and

(b) items and outcomes for the following entities, included for the Attorney‑General’s portfolio, were instead included for the Employment and Workplace Relations portfolio:

(i) Asbestos Safety and Eradication Agency;

(ii) Australian Building and Construction Commission;

(iii) Fair Work Commission;

(iv) Fair Work Ombudsman and Registered Organisations Commission Entity;

(v) Safe Work Australia;

(vi) Comcare; and

(c) items and outcomes for the National Archives of Australia, included for the Attorney‑General’s portfolio, were instead included for the Infrastructure, Transport, Regional Development, Communications and the Arts portfolio; and

(d) items and outcomes for the Australian Skills Quality Authority, included for the Education portfolio, were instead included for the Employment and Workplace Relations portfolio; and

(e) items and outcomes for the following entities, included for the Home Affairs portfolio, were instead included for the Attorney‑General’s portfolio:

(i) Australian Criminal Intelligence Commission;

(ii) Australian Federal Police;

(iii) Australian Institute of Criminology;

(iv) Australian Transaction Reports and Analysis Centre;

(v) Office of the Special Investigator; and

(f) items and outcomes for the following entities, included for the Industry, Science and Resources portfolio, were instead included for the Climate Change, Energy, the Environment and Water portfolio:

(i) Clean Energy Regulator;

(ii) Climate Change Authority;

(iii) Australian Institute of Marine Science;

(iv) Australian Renewable Energy Agency;

(v) Clean Energy Finance Corporation; and

(g) items and outcomes for the North Queensland Water Infrastructure Authority, included for the Infrastructure, Transport, Regional Development and Communications portfolio, were instead included for the Climate Change, Energy, the Environment and Water portfolio; and

(h) items and outcomes for the Digital Transformation Agency, included for the Prime Minister and Cabinet portfolio, were instead included for the Finance portfolio; and

(i) items and outcomes for the National Recovery and Resilience Agency, included for the Prime Minister and Cabinet portfolio, were instead included for the Home Affairs portfolio; and

(j) items and outcomes for Old Parliament House, included for the Prime Minister and Cabinet portfolio, were instead included for the Infrastructure, Transport, Regional Development, Communications and the Arts portfolio.

5 Modification of *Appropriation Act (No. 1) 2021‑2022*

(1) This section applies to the *Appropriation Act (No. 1) 2021‑2022*.

(1A) The Act has effect as if items and outcomes for the Northern Australia Infrastructure Facility included for the Industry, Science, Energy and Resources Portfolio, were instead included for the Infrastructure, Transport, Regional Development and Communications Portfolio.

(1B) The Act has effect as if Schedule 1 to the Act included:

(a) a departmental item for the Department of Climate Change, Energy, the Environment and Water; and

(b) the following outcomes for that Department:

**Outcome 1**

Provide international and national leadership and coordination to: support the transition of Australia’s economy to net‑zero emissions by 2050; transition energy to net zero while maintaining security, reliability and affordability; support actions to promote adaptation and strengthen resilience of Australia’s economy, society and environment; and re‑establish Australia as a global leader in responding to climate change

**Outcome 2**

Conserve, protect and sustainably manage Australia’s biodiversity, ecosystems, environment and heritage through research, information management, supporting natural resource management, establishing and managing Commonwealth protected areas, and reducing and regulating the use of pollutants and hazardous substances

**Outcome 3**

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

**Outcome 4**

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

(1C) The Act has effect as if Schedule 1 to the Act included:

(a) a departmental item for the Department of Employment and Workplace Relations; and

(b) the following outcomes for that Department:

**Outcome 1**

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

**Outcome 2**

Promote growth in economic productivity and social wellbeing through access to quality skills and training

**Outcome 3**

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

(1D) The Act has effect as if Schedule 1 to the Act included:

(a) a departmental item for the National Emergency Management Agency; and

(b) the following outcome for that Agency:

**Outcome 1**

To develop, lead and coordinate the Commonwealth’s approach to emergency management, including the support of activities relating to preparedness, response, relief, recovery, reconstruction, risk reduction and resilience for all-hazard emergencies and disasters

(1E) The Act has effect as if Schedule 1 to the Act included:

(a) the following outcome for the Department of Agriculture, Fisheries and Forestry:

**Outcome 1**

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 2**

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

(1F) The Act has effect as if Schedule 1 to the Act included:

(a) the following outcome for the Attorney-General’s Department:

**Outcome 1**

A just and secure society through the maintenance and improvement of Australia’s law, justice, security and integrity frameworks

(1G) The Act has effect as if Schedule 1 to the Act included:

(a) the following outcomes for the Department of Education:

**Outcome 1**

Improved early learning, schooling, student educational outcomes and transitions to and from school through access to quality child care, support, parent engagement, quality teaching and learning environments

**Outcome 2**

Promote growth in economic productivity and social wellbeing through access to quality higher education, international education, and international quality research

(1H) The Act has effect as if Schedule 1 to the Act included:

(a) the following outcomes for the Department of Industry, Science and Resources:

**Outcome 1**

Support economic growth, productivity and job creation for all Australians by investing in science, technology and commercialisation, growing innovative and competitive businesses, industries and regions, and supporting resources

(1I) The Act has effect as if Schedule 1 to the Act included:

(a) the following outcomes for the Department of Infrastructure, Regional Development, Communications and the Arts:

**Outcome 1**

Improved infrastructure across Australia through investment in and coordination of transport and other infrastructure

**Outcome 2**

An efficient, sustainable, competitive, safe and secure transport system for all transport users through regulation, financial assistance and safety investigations

**Outcome 3**

Strengthening the sustainability, capacity and diversity of Australia’s cities and regions including northern Australia, including through facilitating local partnerships between all levels of government and local communities; through investment in infrastructure and measures that stimulate economic growth; and providing grants and financial assistance

**Outcome 4**

Good governance and service delivery in the Australian territories including through the maintenance and improvement of the laws and services for non-self-governing territories, and the overarching legislative framework for self-governing territories

**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

**Outcome 6**

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

(1J) The Act has effect as if Schedule 1 to the Act included:

(a) the following outcomes for the Department of Home Affairs:

**Outcome 1**

Protect Australia from national security and criminal threats, and support national resilience, through effective national coordination, policy and strategy development, and regional cooperation

**Outcome 2**

Support a prosperous and united Australia through effective coordination and delivery of immigration and social cohesion policies and programs

**Outcome 3**

Advance a prosperous and secure Australia through trade and travel facilitation and modernisation, and effective customs, immigration, maritime and enforcement activities across the border continuum

(1K) The Act has effect as if Schedule 1 to the Act included:

1. a departmental item for the Office of the Fair Work Ombudsman; and
2. the following outcome for that entity:

**Outcome 1**

Compliance with workplace relations legislation through advice, education and where necessary enforcement

(1L) The Act has effect as if Schedule 1 to the Act included:

1. a departmental item for the National Anti‑Corruption Commission; and
2. the following outcome for that Commission:

**Outcome 1**

Independent assurance to the Australian community that corrupt conduct involving Commonwealth public officials is prevented, detected, investigated and responded to appropriately

(2) The Act has effect:

* 1. as if appropriation items in Schedule 1 to the Act were increased or decreased in accordance with the following table; and
  2. 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.

| Increases and decreases in appropriation items | | | |
| --- | --- | --- | --- |
| Item | Entity | Appropriation item | Increase (+)/ decrease (‑) ($) |
| 1 | Digital Transformation Agency | Departmental item | -7,565,260.74 |
| 2 | Australian Taxation Office | Departmental item | +960,000.00 |
| 3 | Geoscience Australia | Departmental item | +24,000.00 |
| 4 | Services Australia | Departmental item | +960,000.00 |
| 5 | Australian Bureau of Statistics | Departmental item | +100,000.00 |
| 6 | Department of Finance | Departmental item | +3,172,260.74 |
| 7 | Australian Public Service Commission | Departmental item | +3,944,000.00 |
| 8 | Department of Health and Aged Care | Departmental item | +913,000.00 |
| 9 | Department of Industry, Science and Resources | Administered item, Outcome 1 | -30,777,000.00 |
| 10 | Department of Infrastructure, Transport, Regional Development, Communications and the Arts | Administered item, Outcome 3 | +30,777,000.00 |
| 11 | Department of Industry, Science and Resources | Departmental item | -33,661,918.64 |
| 12 | Department of Infrastructure, Transport, Regional Development, Communications and the Arts | Departmental item | +7,257,726.53 |
| 13 | Department of Industry, Science and Resources | Corporate entity item, Northern Australia Infrastructure Facility | -14,227,000.00 |
| 14 | Department of Infrastructure, Transport, Regional Development, Communications and the Arts | Corporate entity item, Northern Australia Infrastructure Facility | +14,227,000.00 |
| 15 | Department of Agriculture, Fisheries and Forestry | Administered item, Outcome 5 | -40,000,000.00 |
| 16 | National Indigenous Australians Agency | Administered item, Outcome 1 | +40,000,000.00 |
| 17 | Department of Education | Departmental item | -201,531,449.77 |
| 18 | Department of Foreign Affairs and Trade | Departmental item | +3,906,198.00 |
| 19 | Department of Health and Aged Care | Administered item, Outcome 3 | -350,000.00 |
| 20 | Department of Social Services | Administered item, Outcome 3 | +350,000.00 |
| 21 | Department of Social Services | Departmental item | +87,000.00 |
| 22 | Attorney-General’s Department | Departmental item | +638,176.34 |
| 23 | Department of Climate Change, Energy, the Environment and Water | Departmental item | +83,269,580.38 |
| 24 | Department of the Prime Minister and Cabinet | Departmental item | -2,595,000.00 |
| 25 | Department of Employment and Workplace Relations | Departmental item | +205,307,251.77 |
| 26 | Department of Education | Administered item, Outcome 3 | -427,714,929.13 |
| 27 | Department of Employment and Workplace Relations | Administered item, Outcome 2 | +427,714,929.13 |
| 28 | Department of Education | Administered item, Outcome 4 | -614,080,230.11 |
| 29 | Department of Employment and Workplace Relations | Administered item, Outcome 1 | +614,080,230.11 |
| 30 | Department of Industry, Science and Resources | Administered item, Outcome 2 | -87,092,024.60 |
| 31 | Department of Industry, Science and Resources | Administered item, Outcome 3 | -297,197,647.76 |
| 32 | Department of Climate Change, Energy, the Environment and Water | Administered item, Outcome 1 | +384,289,672.36 |
| 33 | Attorney-General’s Department | Administered item, Outcome 2 | -2,511,681.62 |
| 34 | Department of Employment and Workplace Relations | Administered item, Outcome 3 | +2,511,681.62 |
| 35 | Department of Agriculture, Fisheries and Forestry | Administered item, Outcome 1 | -74,625,700.34 |
| 36 | Department of Climate Change, Energy, the Environment and Water | Administered item, Outcome 2 | +74,625,700.34 |
| 37 | Department of Agriculture, Fisheries and Forestry | Administered item, Outcome 5 | -483,299,555.48 |
| 38 | Department of Climate Change, Energy, the Environment and Water | Administered item, Outcome 4 | +483,299,555.48 |
| 39 | National Recovery and Resilience Agency | Departmental item | -17,976,184.00 |
| 40 | National Emergency Management Agency | Departmental item | +17,976,184.00 |
| 41 | Department of Home Affairs | Departmental item | -7,960,101.00 |
| 42 | Department of Agriculture, Fisheries and Forestry | Departmental item | -57,225,463.61 |
| 43 | Australian Building and Construction Commission | Departmental item | -31,640,946.94 |
| 44 | Fair Work Ombudsman and Registered Organisations Commission Entity | Departmental item | -4,664,000.00 |
| 45 | Office of the Fair Work Ombudsman | Departmental item | +36,304,946.94 |
| 46 | Australian Commission for Law Enforcement Integrity | Departmental item | -18,458,000.00 |
| 47 | National Anti‑Corruption Commission | Departmental item | +18,458,000.00 |

5A Modification of *Appropriation Act (No. 2) 2021-2022*

1. This section applies to the *Appropriation Act (No. 2) 2021-2022*.
2. The Act has effect as if:
3. references in the Act to the Minister for Education and Youth were references to the Minister for Education; and
4. references in the Act to the Minister for Infrastructure, Transport and Regional Development were references to the Minister for Infrastructure, Transport, Regional Development and Local Government.
5. The Act has effect as if Schedule 2 to the Act included, for the Department of Employment and Workplace Relations, an other departmental item.

(3A) The Act has effect as if Schedule 2 to the Act included, for the National Emergency Management Agency, an administered item.

(3B) The Act has effect as if Schedule 2 to the Act included, for the Department of Climate Change, Energy, the Environment and Water, an other departmental item.

(3C) The Act has effect as if Schedule 2 to the Act included, for the National Anti‑Corruption Commission, an other departmental item.

1. The Act has effect:
2. as if appropriation items in Schedule 2 to the Act were increased or decreased in accordance with the following table; and
3. 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.

| Increases and decreases in appropriation items | | | |
| --- | --- | --- | --- |
| Item | Entity | Appropriation item | Increase (+)/ decrease (‑) ($) |
| 1 | Department of Education | Other departmental item (Equity Injections) | ‑7,319,000.00 |
| 2 | Department of Employment and Workplace Relations | Other departmental item (Equity Injections) | +7,319,000.00 |
| 3 | National Recovery and Resilience Agency | Administered item, Outcome 1 | -4,550,320.08 |
| 4 | National Emergency Management Agency | Administered item, Outcome 1 | +4,550,320.08 |
| 5 | Department of Industry, Science and Resources | Other departmental item (Equity Injections) | -1,010,000.00 |
| 6 | Department of Climate Change, Energy, the Environment and Water | Other departmental item (Equity Injections) | +17,587,000.00 |
| 7 | Department of Agriculture, Fisheries and Forestry | Other departmental item (Equity Injections) | -16,577,000.00 |
| 8 | Australian Commission for Law Enforcement Integrity | Other departmental item (Equity Injections) | -521,425.43 |
| 9 | National Anti‑Corruption Commission | Other departmental item (Equity Injections) | +521,425.43 |

6 Modification of *Appropriation (Coronavirus Response) Act (No. 1) 2021‑2022*

(1) This section applies to the *Appropriation (Coronavirus Response Act (No. 1) 2021‑2022*.

(3) 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.

| Increases and decreases in appropriation items | | | |
| --- | --- | --- | --- |
| Item | Entity | Appropriation item | Increase (+)/ decrease (‑) ($) |
| 1 | National Recovery and Resilience Agency | Administered item, Outcome 1 | -859,084,994.67 |
| 2 | National Emergency Management Agency | Administered item, Outcome 1 | +859,084,994.67 |

7 Modification of *Appropriation Act (No. 3) 2021-2022*

1. This section applies to the *Appropriation Act (No. 3) 2021-2022*.
2. The Act has effect as if Schedule 1 to the Act included:

(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.

| Increases and decreases in appropriation items | | | | | | |
| --- | --- | --- | --- | --- | --- | --- |
| Item | | Entity | Appropriation item | Increase (+)/ decrease (‑) ($) | | |
| 1 | Department of the Prime Minister and Cabinet | | Departmental item | | -6,118,632.04 |
| 2 | Department of Finance | | Departmental item | | +3,098,472.97 |
| 3 | Department of Industry, Science and Resources | | Departmental item | | +1,668,328.41 |
| 4 | Department of Education | | Departmental item | | -2,614,000.00 |
| 5 | Department of Employment and Workplace Relations | | Departmental item | | +6,687,000.00 |
| 6 | Department of Industry, Science and Resources | | Administered item, Outcome 2 | | -72,444,000.00 |
| 7 | Department of Climate Change, Energy, the Environment and Water | | Administered item, Outcome 1 | | +72,444,000.00 |
| 8 | Attorney-General's Department | | Departmental item | | -2,721,169.34 |
| 9 | Attorney-General's Department | | Administered item, Outcome 2 | | -14,306,000.00 |
| 10 | Department of Employment and Workplace Relations | | Administered item, Outcome 3 | | +14,306,000.00 |
| 11 | Department of Agriculture, Fisheries and Forestry | | Administered item, Outcome 1 | | -518,000.00 |
| 12 | Department of Climate Change, Energy, the Environment and Water | | Administered item, Outcome 2 | | +518,000.00 |
| 13 | National Recovery and Resilience Agency | | Departmental item | | -5,836,000.00 |
| 14 | National Emergency Management Agency | | Departmental item | | +11,531,713.00 |
| 15 | Department of Home Affairs | | Administered item, Outcome 1 | | -1,655,004.73 |
| 16 | Attorney-General’s Department | | Administered item, Outcome 1 | | +1,655,004.73 |
| 17 | Department of Home Affairs | | Departmental item | | -5,695,713.00 |

8 Modification of *Appropriation Act (No. 4) 2021-2022*

1. This section applies to the *Appropriation Act (No. 4) 2021-2022*.
2. The Act has effect as if Schedule 2 to the Act included, for the Department of Climate Change, Energy, the Environment and Water, an administered assets and liabilities item.

(2A) The Act has effect as if Schedule 2 to the Act included, for the Attorney‑General’s Department, an other departmental item.

1. 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.

| Increases and decreases in appropriation items | | | |
| --- | --- | --- | --- |
| Item | Entity | Appropriation item | Increase (+)/ decrease (‑) ($) |
| 1 | Department of Industry, Science and Resources | Administered Assets and Liabilities item | ‑298,366,505.98 |
| 2 | Department of Climate Change, Energy, the Environment and Water | Administered Assets and Liabilities item | +298,366,505.98 |
| 3 | Department of Home Affairs | Other departmental item (Equity Injections) | -41,070,579.00 |
| 4 | Attorney-General’s Department | Other departmental item (Equity Injections) | +41,070,579.00 |

Endnotes

Endnote 1—About the endnotes

The endnotes provide information about this compilation and the compiled law.

The following endnotes are included in every compilation:

Endnote 1—About the endnotes

Endnote 2—Abbreviation key

Endnote 3—Legislation history

Endnote 4—Amendment history

**Abbreviation key—Endnote 2**

The abbreviation key sets out abbreviations that may be used in the endnotes.

**Legislation history and amendment history—Endnotes 3 and 4**

Amending laws are annotated in the legislation history and amendment history.

The legislation history in endnote 3 provides information about each law that has amended (or will amend) the compiled law. The information includes commencement details for amending laws and details of any application, saving or transitional provisions that are not included in this compilation.

The amendment history in endnote 4 provides information about amendments at the provision (generally section or equivalent) level. It also includes information about any provision of the compiled law that has been repealed in accordance with a provision of the law.

**Misdescribed amendments**

A misdescribed amendment is an amendment that does not accurately describe how an amendment is to be made. If, despite the misdescription, the amendment can be given effect as intended, then the misdescribed amendment can be incorporated through an editorial change made under section 15V of the Legislation Act 2003.

If a misdescribed amendment cannot be given effect as intended, the amendment is not incorporated and “(md not incorp)” is added to the amendment history.

Endnote 2—Abbreviation key

|  |  |
| --- | --- |
| ad = added or inserted | orig = original |
| am = amended | par = paragraph(s)/subparagraph(s) |
| amdt = amendment | /sub‑subparagraph(s) |
| c = clause(s) | pres = present |
| C[x] = Compilation No. x | prev = previous |
| Ch = Chapter(s) | (prev…) = previously |
| def = definition(s) | Pt = Part(s) |
| Dict = Dictionary | r = regulation(s)/rule(s) |
| disallowed = disallowed by Parliament | reloc = relocated |
| Div = Division(s) | renum = renumbered |
| exp = expires/expired or ceases/ceased to have | rep = repealed |
| effect | rs = repealed and substituted |
| F = Federal Register of Legislation | s = section(s)/subsection(s) |
| gaz = gazette | Sch = Schedule(s) |
| LA = *Legislation Act 2003* | Sdiv = Subdivision(s) |
| LIA = *Legislative Instruments Act 2003* | SLI = Select Legislative Instrument |
| (md not incorp) = misdescribed amendment | SR = Statutory Rules |
| cannot be given effect | Sub‑Ch = Sub‑Chapter(s) |
| mod = modified/modification | SubPt = Subpart(s) |
| No. = Number(s) | underlining = whole or part not |
| o = order(s) | commenced or to be commenced |
| Ord = Ordinance |  |

Endnote 3—Legislation history

| Name | FRLI registration | Commencement | Application, saving and transitional provisions |
| --- | --- | --- | --- |
| Public Governance, Performance and Accountability (Section 75 Transfers) Determination 2021‑2022 | 30 August 2021 (F2021L01207) | 31 August 2021 (s 2) | — |
| Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2021‑2022 (No. 1) | 29 September 2021 (F2021L01337) | 30 September 2021 (s 2) | — |
| Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2021‑2022 (No. 2) | 9 December 2021 (F2021L01739) | 10 December 2021 (s 2) | — |
| Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2021‑2022 (No. 3) | 19 January 2022 (F2022L00042) | 20 January 2022 (s 2) | — |
| Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2021‑2022 (No. 4) | 27 January 2022 (F2022L00075) | 28 January 2022 (s 2) | — |
| Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2021‑2022 (No. 5) | 7 March 2022 (F2022L00278) | 8 March 2022 (s 2) | — |
| Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2021‑2022 (No. 6) | 1 September 2022 (F2022L01152) | 1 September 2022 (s 2) | — |
| Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2021‑2022 (No. 7) | 13 September 2022 (F2022L01197) | 13 September 2022 (s 2) | — |
| Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2021‑2022 (No. 8) | 11 October 2022 (F2022L01337) | 11 October 2022 (s 2) | — |
| Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2021‑2022 (No. 9) | 01 March 2023 (F2023L00182) | 02 March 2023 (s 2) | — |
| Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2021‑2022 (No. 10) | 30 May 2023 (F2023L00632) | 30 May 2023 (s 2) | — |
| Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2021‑2022 (No. 11) | 29 June 2023 (F2023L00890) | 30 June 2023 (s 2) | — |
| Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2021‑2022 (No. 12) | 09 August 2023 (F2023L01071) | 10 August 2023 (s 2) | — |

Endnote 4—Amendment history

| Provision affected | How affected |
| --- | --- |
| s 2  s 4  s 4A | rep LA s 48D  am F2022L01152; am F2022L01197  ad F2022L01197 | |
| s 5  s 5A | ad F2021L01337; am F2021L01739; ad F2022L00042; ad F2022L00075;  am F2022L00278; am F2022L01197; am F2022L01337; am F2023L00182; am F2023L00632; am F2023L01071  ad F2022L01197; ad F2022L01337; am F2023L00182; am F2023L01071 | |
| s 6  s 7  s 8 | ad F2022L01152; am F2022L01197; am F2022L01337  ad F2022L01197; ad F2022L01337; ad F2023L00632; am F2023L00890  ad F2022L01197; ad F2022L01337 | |