



Public Governance, Performance and Accountability (Section 75 Transfers) Determination 2023-2024

made under section 75 of the

Public Governance, Performance and Accountability Act 2013

Compilation No. 7

Compilation date: 23 May 2024

Includes amendments up to: Public Governance, Performance and
Accountability (Section 75 Transfers)
Amendment Determination 2023-2024 (No. 7)

Prepared by the Department of Finance

About this compilation

This compilation

This is a compilation of the *Public Governance, Performance and Accountability (Section 75 Transfers) Determination 2023-2024* that shows the text of the law as amended and in force on 23 May 2024 (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 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 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 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If a provision of the compiled law has been repealed in accordance with a provision of the law, details are included in the endnotes.

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1 Name

This instrument is the *Public Governance, Performance and Accountability (Section 75 Transfers) Determination 2023-2024*.

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:

- (a) the *Appropriation Act (No. 1) 2023-2024*; or
- (b) the *Appropriation Act (No. 2) 2023-2024*.

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

5 Modification of *Appropriation Act (No. 1) 2023-2024*

(1) This section applies to the *Appropriation Act (No. 1) 2023-2024*.

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

- (a) a departmental item for the Australian Submarine Agency; and
- (b) the following outcome for that entity:

Outcome 1

To safely and securely acquire, construct, deliver, technically govern, sustain and dispose of Australia's conventionally-armed nuclear-powered submarine capability for Australia, via the AUKUS partnership

(2A) The Act has effect as if Schedule 1 to the Act included:

- (a) a departmental item for the Parliamentary Workplace Support Service; and
- (b) an administered item for that entity opposite the following outcome:

Outcome 1

Support Commonwealth parliamentary workplace participants to build and maintain safe and respectful workplaces, including by supporting positive cultural change and providing human resource functions to parliamentarians and their staff

(2B) The Act has effect as if Schedule 1 to the Act included:

- (a) a departmental item for the Office of the Inspector-General of Aged Care; and
- (b) the following outcome for that entity:

Outcome 1

Provide independent oversight of the aged care system to drive accountability and positive change through reviews, recommendations, and reporting to Parliament

(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	Department of Defence	Departmental item	-327,334,362.00
2	Australian Submarine Agency	Departmental item	+327,334,362.00
3	North Queensland Water Infrastructure Authority	Departmental item	-588,500.00
4	Department of Climate Change, Energy, the Environment and Water	Departmental item	+520,500.00
5	Department of Finance	Departmental item	-43,601.49
6	Parliamentary Workplace Support Service	Departmental item	+15,068,601.49
7	Digital Transformation Agency	Departmental item	-15,559,872.73
8	Department of Home Affairs	Departmental item	-1,169,756.89
9	Department of Health and Aged Care	Departmental item	-6,308,000.00
10	Office of the Inspector-General of Aged Care	Departmental item	+6,308,000.00
11	Department of Infrastructure, Transport, Regional Development, Communications and the Arts	Departmental item	-71,000.00
12	Department of Foreign Affairs and Trade	Departmental item	-27,000.00
13	Australian Taxation Office	Departmental item	-2,558,657.57
14	Attorney-General's Department	Departmental item	+1,704,629.62
15	Department of the Prime Minister and Cabinet	Departmental item	-8,020,663.00

Increases and decreases in appropriation items

Item	Entity	Appropriation item	Increase (+)/ decrease (-) (\$)
16	Australian Public Service Commission	Departmental item	+8,020,663.00
17	Department of Finance	Administered item, Outcome 3	-1,284,857.23
18	Parliamentary Workplace Support Service	Administered item, Outcome 1	+1,284,857.23
19	Australian Securities and Investments Commission	Departmental item	+2,724,657.57

6 Modification of *Appropriation Act (No. 2) 2023-2024*

- (1) This section applies to the *Appropriation Act (No. 2) 2023-2024*.
- (2) The Act has effect as if Schedule 2 to the Act included, for the Australian Submarine Agency an other departmental item.
- (2A) The Act has effect as if Schedule 2 to the Act included, for the Office of the Inspector-General of Aged Care an other departmental item.
- (3) 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 Defence	Other departmental item (Equity Injections)	-62,759,000.00
2	Australian Submarine Agency	Other departmental item (Equity Injections)	+62,759,000.00
3	Department of Home Affairs	Other departmental item (Equity Injections)	+18,536,000.00
4	Attorney-General's Department	Other departmental item (Equity Injections)	-18,536,000.00
5	Department of Health and Aged Care	Other departmental item (Equity Injections)	-3,331,000.00
6	Office of the Inspector-General of Aged Care	Other departmental item (Equity Injections)	+3,331,000.00

Endnotes

Endnote 1—About the endnotes

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

Endnotes

Endnote 3—Legislation history

Endnote 3—Legislation history

Name	Registration	Commencement	Application, saving and transitional provisions
Public Governance, Performance and Accountability (Section 75 Transfers) Determination 2023-2024	3 July 2023 (F2023L00945)	1 July 2023 (s 2)	—
Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2023-2024 (No. 1)	14 September 2023 (F2023L01238)	28 August 2023 (s 2)	—
Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2023-2024 (No. 2)	3 October 2023 (F2023L01351)	1 October 2023 (s 2)	—
Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2023-2024 (No. 3)	16 October 2023 (F2023L01387)	16 October 2023 (s 2)	—
Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2023-2024 (No. 4)	06 November 2023 (F2023L01467)	07 November 2023 (s 2)	—
Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2023-2024 (No. 5)	04 January 2024 (F2024L00026)	05 January 2024 (s 2)	—
Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2023-2024 (No. 6)	05 March 2024 (F2024L00273)	06 March 2024 (s 2)	—
Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2023-2024 (No. 7)	20 May 2024 (F2024L00556)	23 May 2024 (s 2)	—

Endnote 4—Amendment history

Provision affected	How affected
s 2.....	rep LA s 48D
s 5.....	am F2023L01238; am F2023L01351; am F2023L01387; am F2023L01467; am F2024L00026; am F2024L00273; am F2024L00556
s 6.....	am F2024L00026; am F2024L00273