

Public Governance, Performance and Accountability (Section 75 Transfers) Amendment Determination 2024‑2025 (No. 1)

I, Lasantha Samaranayake, as subdelegate of the Minister for Finance, make the following determination.

Dated 9 October 2024

Lasantha Samaranayake

Acting 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 2024-2025 (No. 1)*.

2 Commencement

 (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

| Commencement information |
| --- |
| Column 1 | Column 2 | Column 3 |
| Provisions | Commencement | Date/Details |
| 1. The whole of this instrument | 14 October 2024. | 14 October 2024 |

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

 (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

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 Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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 2024‑2025

1. Section 4 (definition of *Appropriation Act*, paragraph (a))

Repeal the paragraph, substitute:

1. the *Appropriation Act (No. 1) 2024-2025*; or
2. the *Appropriation Act (No. 2) 2024-2025*.
3. After subsection 5(1)

Insert:

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

(a) a departmental item for the Administrative Review Tribunal; and

 (b) the following outcome for that entity:

**Outcome 1**

Provide correct or preferable decisions through a mechanism of independent review of administrative decisions that is fair and just, quick, informal, accessible and responsive, contributes to improving the quality of government decision-making, and promotes public trust and confidence in the Tribunal

1. Subsection 5(2) (at the end of the table)

 Add:

|  |  |  |  |
| --- | --- | --- | --- |
| 5 | National Mental Health Commission | Administered item, Outcome 1  | ‑1,432,214.56 |
| 6 | Department of Health and Aged Care | Administered item, Outcome 1 | +1,432,214.56 |
| 7 | National Mental Health Commission | Departmental item | -1,648,994.46 |
| 8 | Department of Health and Aged Care | Departmental item | +1,648,994.46 |
| 9 | Administrative Appeals Tribunal | Departmental item | -259,289,000.00 |
| 10 | Administrative Review Tribunal | Departmental item | +259,289,000.00 |

1. At the end of the instrument

Add:

1. Modification of *Appropriation Act (No. 2) 2024-2025*
2. This section applies to the *Appropriation Act (No. 2) 2024‑2025*.
3. The Act has effect as if Schedule 2 to the Act included, for the Administrative Review Tribunal, an other departmental item.
4. The Act has effect:
5. as if appropriation items in Schedule 2 to the Act were increased or decreased in accordance with the following table; and
6. 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 | Administrative Appeals Tribunal | Other departmental item (Equity Injections) | -2,316,000.00 |
| 2 | Administrative Review Tribunal | Other departmental item (Equity Injections) | +2,316,000.00 |