



# **Financial Assistance Legislation Amendment Act 2009**

**No. 36, 2009**

***An Act to amend the *Federal Financial Relations Act 2009* and the *Local Government (Financial Assistance) Act 1995*, and for related purposes***

Note: An electronic version of this Act is available in ComLaw (<http://www.comlaw.gov.au/>)



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**An Act to amend the *Federal Financial Relations Act 2009* and the *Local Government (Financial Assistance) Act 1995*, and for related purposes**

[Assented to 27 May 2009]

The Parliament of Australia enacts:

## **1 Short title**

This Act may be cited as the *Financial Assistance Legislation Amendment Act 2009*.

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## **2 Commencement**

This Act commences on the day on which it receives the Royal Assent.

## **3 Schedule(s)**

Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

## **Schedule 1—Amendments**

### ***Federal Financial Relations Act 2009***

#### **1 Paragraph 9(3)(a)**

Omit “\$500,000,000”, substitute “\$1,250,000,000”.

### ***Local Government (Financial Assistance) Act 1995***

#### **2 After subsection 10(6)**

Insert:

- (6A) Despite subsection (6), if the Minister considers that it is appropriate, the Minister may decide that an amount payable to a State under subsection (4) is to be paid at such times, and in such instalments, as the Minister decides. The Minister cannot decide that an amount is to be paid later than it would be paid under subsection (6).

Example: The Minister may decide that an amount payable to a State in respect of a year be paid in one payment during that year.

- (6B) If the Minister makes a decision under subsection (6A) in relation to a State, the Minister must, as soon as practicable, notify the Treasurer of the State in writing of the decision.

#### **3 After subsection 13(4)**

Insert:

- (4A) Despite subsection (4), if the Minister considers that it is appropriate, the Minister may decide that an amount payable to a State under subsection (2) is to be paid at such times, and in such instalments, as the Minister decides. The Minister cannot decide that an amount is to be paid later than it would be paid under subsection (4).

Example: The Minister may decide that an amount payable to a State in respect of a year be paid in one payment during that year.

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(4B) If the Minister makes a decision under subsection (4A) in relation to a State, the Minister must, as soon as practicable, notify the Treasurer of the State in writing of the decision.

*[Minister's second reading speech made in—  
House of Representatives on 12 May 2009  
Senate on 13 May 2009]*

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