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Financial Management and Accountability Amendment Regulations 2004 (No. 1)¹

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 Statutory Rules 2004 No. 1²

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I, PHILIP MICHAEL JEFFERY, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Financial Management and Accountability Act 1997*.

Dated 1 2004

1 December

1 P.M. JEFFERY
Governor-General

By His Excellency's Command

NICK MINCHIN
Minister for Finance and Administration

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1 Name of Regulations

These Regulations are the *Financial Management and Accountability Amendment Regulations 2004 (No. 1)*.

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2 Commencement

These Regulations commence as follows:

- (a) on the date of the notification of these Regulations in the *Gazette* — regulations 1, 2 and 3 and Schedule 1;
- (b) on the commencement of Schedule 1 to the *Trade Practices Amendment (Australian Energy Market) Act 2004* — Schedule 2.

3 Amendment of *Financial Management and Accountability Regulations 1997*

Schedules 1 and 2 amend the *Financial Management and Accountability Regulations 1997*.

2	<i>Financial Management and Accountability Amendment Regulations 2004 (No. 1)</i>	2004, 1
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Schedule 1 Amendments commencing on gazettal

(regulation 3)

[1] Regulation 4

omit

For

insert

(1) For

[2] Paragraph 4 (b)

substitute

(b) an officer, instructor or cadet in the Australian Army Cadets, the Australian Air Force Cadets or the Australian Navy Cadets is allocated to the Department of Defence; and

[3] Paragraph 4 (f)

omit

Cabinet.

insert

Cabinet; and

[4] After paragraph 4 (f)

(g) a person who performs a financial task in relation to a function of a prescribed Agency is allocated to that prescribed Agency.

[5] Regulation 4

insert

(2) In this regulation:

Australian Air Force Cadets means the body continued in existence by section 8 of the *Air Force Act 1923*.

Australian Army Cadets means the body continued in existence by section 62 of the *Defence Act 1903*.

Australian Navy Cadets means the body continued in existence by section 38 of the *Naval Defence Act 1910*.

[6] Subregulation 5 (1)

substitute

(1) For the definition of *prescribed Agency* in section 5 of the Act, a body, organisation or group mentioned in Schedule 1 is prescribed.

[7] Subparagraph 22 (b) (i)

omit

subparagraph (a) (i) or (ii), or (b) (i) or (ii),

insert

subparagraph (a) (i), (ii) or (iii), or (b) (i), (ii) or (iii),

[8] Schedule 1, Part 1, item 103

omit

AusAid,

insert

AusAID,

[9] Schedule 1, Part 1, paragraph 103 (a)*omit*

AusAid; and

insert

AusAID; and

[10] Schedule 1, Part 1, item 111*omit everything after paragraph (a), insert*

- (b) AFP employees, special members and special protective service officers of the Australian Federal Police, within the meaning of that Act

[11] Schedule 1, Part 1, paragraph 114AA (b)*omit*

the person

insert

persons

[12] Schedule 1, Part 1, after item 117A*insert*

117AB Biosecurity Australia, comprising: Chief Executive

- (a) the person occupying, or performing the duties of, the office within the Department of Agriculture, Fisheries and Forestry known as Chief Executive of Biosecurity Australia; and
- (b) the persons engaged under the *Public Service Act 1999* who assist the Chief Executive

[13] Schedule 1, Part 1, note C*omit*

Schedule 2 **Amendments commencing on
the commencement of
Schedule 1 to the *Trade
Practices Amendment
(Australian Energy Market)
Act 2004***

(regulation 3)

[1] Schedule 1, Part 1, paragraph 108 (c)

omit

Act

insert

Act; and

[2] Schedule 1, Part 1, after paragraph 108 (c)

insert

- (d) a person taken to be a member, or an associate member, of the Australian Energy Regulator under section 8AB or 44AM of that Act; and
- (e) the persons made available to assist the Australian Energy Regulator under paragraph 44AAC (a) of that Act; and
- (f) consultants made available to assist the Australian Energy Regulator under paragraph 44AAC (b) of that Act

Notes

1. These Regulations amend Statutory Rules 1997 No. 328, as amended by 1998 Nos. 65, 112, 122, 261, 289 and 333; 1999 Nos. 44, 45, 107, 108 and 272; 2000 Nos. 20 (as amended by 2000 No. 145), 145, 200 and 224; 2001 Nos. 13 and 198; 2002 Nos. 74, 113, 211, 298 and 326; 2003 Nos. 105, 119 and 148; 2004 Nos. 57 and 310.

2. Notified in the *Commonwealth of Australia Gazette* on *L* 2004.

1 December