



## **FMA Act Determination 2008/38 — Section 32 (Transfer of Functions from Environment to DITRD LG)**

*Financial Management and Accountability Act 1997*

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I, Tim Youngberry, Division Manager, Financial Reporting and Cash Management Division, Department of Finance and Deregulation, make this Determination under subsection 32 (2) of the *Financial Management and Accountability Act 1997* (the *FMA Act*).

This Determination is made because of a Government decision made on 4 March 2008, specifically the transfer of the Northern Australia Futures – Taskforce function from the Department of the Environment, Water, Heritage and the Arts to the Department of Infrastructure, Transport, Regional Development and Local Government.

Dated 27 June 2008

**Tim Youngberry**  
Division Manager  
Financial Reporting and Cash Management Division  
Department of Finance and Deregulation

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## 1 Name of Determination

This Determination is the *FMA Act Determination 2008/38 — Section 32 (Transfer of Functions from Environment to DITRDLG)*.

*Note 1* This Determination has been made by a delegate of the Secretary of the Department of Finance and Deregulation. The Secretary is a delegate of the Minister for Finance and Deregulation: see sections 53 and 62 of the FMA Act.

*Note 2* The Appropriation Acts, as made, refer to the names of particular Departments. However, some of those references have changed due to the reorganisation of government functions on 3 December 2007. The relevant changes are:

- (a) the Environment and Water Resources Portfolio was renamed the Environment, Water, Heritage and the Arts portfolio; and
- (b) the Department of the Environment and Water Resources was renamed the Department of the Environment, Water, Heritage and the Arts; and
- (c) the Transport and Regional Services portfolio was renamed the Infrastructure, Transport, Regional Development and Local Government portfolio; and
- (d) the Department of Transport and Regional Services was renamed the Department of Infrastructure, Transport, Regional Development and Local Government.

*Note 3* Acronyms and other organisational names used in this Determination are as follows:

- (a) “Environment” – refers to the Department of the Environment, Water, Heritage and the Arts.
- (b) “DITRDLG” – refers to the Department of Infrastructure, Transport, Regional Development and Local Government.

## 2 Commencement

This Determination has taken to have commenced on 17 April 2008.

*Note* Under subsection 32 (8) of the FMA Act, a Determination may be expressed to take effect before its making and registration under the *Legislative Instruments Act 2003*.

## 3 Amendment of Appropriation Act (No. 1) 2007-2008

Schedule 1 amends the *Appropriation Act (No. 1) 2007-2008* to transfer an amount of \$129,902.43 of the departmental item for the Department of the Environment, Water, Heritage and the Arts to the departmental item for the Department of Infrastructure, Transport, Regional Development and Local Government.

*Note* The amount transferred relates to the transfer of the Northern Australia Futures - Taskforce function.

# Schedule 1      **Amendment of *Appropriation Act* (No. 1) 2007-2008**

(section 3)

**[1]      Schedule 1, Environment and Water Resources portfolio,  
Department of the Environment and Water Resources table,  
total for Department of the Environment and Water Resources,  
Departmental Outputs**

*omit***475,849.80799***insert***475,719.90556**

**[2]      Schedule 1, Environment and Water Resources portfolio, after  
the Department of the Environment and Water Resources table**

*omit the notes, insert*

Note 1: The table has been amended by a Determination under section 32 of the FMA Act. That determination has amended only the actual appropriation items:

- (a) for departmental items, the actual appropriation item is the "Total" amount in relation to an entity under the heading "Departmental Outputs"; and
- (b) for administered items, the actual appropriation item is the amount set out opposite an Outcome of an entity under the heading "Administered Expenses".

No other amounts in the table have been amended. The Determination also did not amend the portfolio name or the agency name as those references in the Act were substituted as specified in the *Acts Interpretation (Substituted References – Section 19B) Amendment Order 2007 (No. 2)*, made by the Governor-General on 14 December 2007, under section 19B of the *Acts Interpretation Act 1901*.

Note 2: FMA Act Section 32 Determination 2008/02 amended the amount alongside Total: Department of the Environment and Water Resources, under the heading Departmental Outputs, and the amount alongside Outcome 1, under the heading Administered Expenses, to transfer amounts to the Department of Climate Change.

Note 3: FMA Act Section 32 Determination 2008/21 amended the amount alongside Total: Department of the Environment and Water Resources, under the heading Departmental Outputs, and the amount alongside Outcome 1, under the heading Administered Expenses, to transfer amounts to the Department of Resources, Energy and Tourism.

Note 4: FMA Act Section 32 Determination 2008/22 amended the amount alongside Total: Department of the Environment and Water Resources, under the heading Departmental Outputs, to transfer an amount from the National Water Commission.

Note 5: FMA Act Section 32 Determination 2008/33 inserted Outcome 4 and the amount alongside Outcome 4, under the heading Administered Expenses, to transfer an amount from the Department of Broadband, Communications and the Digital Economy.

Note 6: FMA Act Section 32 Determination 2008/38 amended the amount alongside Total: Department of the Environment and Water Resources, under the heading Departmental Outputs, to transfer an amount to the Department of Infrastructure, Transport, Regional Development and Local Government.

**[3] Schedule 1, Transport and Regional Services portfolio,  
Department of Transport and Regional Services table, total for  
the Department of Transport and Regional Services,  
Departmental Outputs**

*omit*

**237,799.012**

*insert*

**237,928.91443**

**[4] Schedule 1, Transport and Regional Services portfolio, after the  
Department of Transport and Regional Services table**

*omit the notes, insert*

Note 1: The table has been amended by a Determination under section 32 of the FMA Act. That determination has amended only the actual appropriation items:

- (a) for departmental items, the actual appropriation item is the "Total" amount in relation to an entity under the heading "Departmental Outputs"; and
- (b) for administered items, the actual appropriation item is the amount set out opposite an Outcome of an entity under the heading "Administered Expenses".

No other amounts in the table have been amended. The Determination also did not amend the portfolio name or the agency name as those references in the Act were substituted as specified in the *Acts Interpretation (Substituted References – Section 19B) Amendment Order 2007 (No. 2)*, made by the Governor-General on 14 December 2007, under section 19B of the *Acts Interpretation Act 1901*.

Note 2: FMA Act Section 32 Determination 2008/01 amended the amount alongside Outcome 2, under the heading Administered Expenses, to transfer an amount to the Attorney-General's Department.

Note 3: FMA Act Section 32 Determination 2008/09 amended the amount alongside Outcome 2, under the heading Administered Expenses, to transfer an amount to the Department of Health and Ageing.

Note 4: FMA Act Section 32 Determination 2008/11 amended the amount alongside Total: Department of Transport and Regional Services, under the heading Departmental Outputs, to transfer an amount to the Attorney-General's Department.

Note 5: FMA Act Section 32 Determination 2008/37 amended the amount alongside Outcome 2, under the heading Administered Expenses, to transfer an amount to the Attorney-General's Department.

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Note 6: FMA Act Section 32 Determination 2008/38 amended the amount alongside Total: Department of Transport and Regional Services, under the heading Departmental Outputs, to transfer an amount from the Department of the Environment, Water, Heritage and the Arts.