



## **FMA Act Determination 2008/59 — Section 32 (Transfer of Functions from FaHCSIA to PM&C)**

### *Financial Management and Accountability Act 1997*

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I, Tim Youngberry, First Assistant Secretary, 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 changes in the administrative arrangements on 3 December 2007. Amounts related to the Australian Institute of Family Studies, and responsibility for Family Impact Statements, were transferred from the Department of Families, Housing, Community Services and Indigenous Affairs to the Department of the Prime Minister and Cabinet by *FMA Act Determination 2008/12 – Section 32 (Transfer of Functions from FaHCSIA to PM&C)*. This transfer was subsequently affected by *FMA Act Determination 2008/34 – Section 32 (Transfer of Functions from PM&C to FaHCSIA)*. This Determination transfers amounts also related to that program from the Department of Families, Housing, Community Services and Indigenous Affairs to the Department of the Prime Minister and Cabinet.

Dated 10 July 2008

**Tim Youngberry**  
First Assistant Secretary  
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 2008/59 — Section 32 (Transfer of Functions from FaHCSIA to PM&C)*.

*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 Families, Community Services and Indigenous Affairs portfolio was renamed the Families, Housing, Community Services and Indigenous Affairs portfolio; and
- (b) the Department of Families, Community Services and Indigenous Affairs was renamed the Department of Families, Housing, Community Services and Indigenous Affairs.

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

- (a) “FaHCSIA” – refers to the Department of Families, Housing, Community Services and Indigenous Affairs.
- (b) “PM&C” – refers to the Department of the Prime Minister and Cabinet.

## 2 Commencement

This Determination is taken to have commenced on 17 December 2007.

*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 \$3,000.00 of the departmental item for the Department of Families, Housing, Community Services and Indigenous Affairs to the departmental item for the Department of the Prime Minister and Cabinet.

*Note* This instrument transfers an amount related to the Australian Institute of Family Studies and responsibility for Family Impact Statements from the Department of the Prime Minister and Cabinet to the Department of Families, Housing, Community Services and Indigenous Affairs.

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

(section 3)

**[1]      Schedule 1, Families, Community Services and Indigenous Affairs portfolio, Department of Families, Community Services and Indigenous Affairs table, total for Department of Families, Community Services and Indigenous Affairs, Departmental Outputs**

*omit*

1,292,374.42847

*insert*

1,292,371.42847

**[2]      Schedule 1, Families, Community Services and Indigenous Affairs Portfolio, after the Department of Families, Community Services and Indigenous Affairs 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 2008/04 amended the amount alongside Outcome 1, under the heading Administered Expenses, to transfer an amount from the former Department of Employment and Workplace Relations.

Note 3:      FMA Act Section 32 Determination 2008/08 amended the amounts alongside Outcome 2 and Outcome 3, under the heading Administered Expenses, to transfer amounts to the Department of Education, Employment and Workplace Relations.

Note 4:      FMA Act Section 32 Determination 2008/12 amended the amount alongside Total: Department of Families, Community Services and Indigenous Affairs, under the heading Departmental Outputs, to transfer an amount to the Department of the Prime Minister and Cabinet.

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- Note 5: FMA Act Section 32 Determination 2008/34 amended the amount alongside Total: Department of Families, Community Services and Indigenous Affairs, under the heading Departmental Outputs, to transfer an amount from the Department of the Prime Minister and Cabinet.
- Note 6: FMA Act Section 32 Determination 2008/35 amended the amount alongside Total: Department of Families, Community Services and Indigenous Affairs, under the heading Departmental Outputs, to transfer an amount from the Department of Employment and Workplace Relations.
- Note 7: FMA Act Section 32 Determination 2008/36 amended the amount alongside Total: Department of Families, Community Services and Indigenous Affairs, under the heading Departmental Outputs, to transfer an amount to the Department of Education, Employment and Workplace Relations.
- Note 8: FMA Act Section 32 Determination 2008/59 amended the amount alongside Total: Department of Families, Community Services and Indigenous Affairs, under the heading Departmental Outputs, to transfer an amount to the Department of the Prime Minister and Cabinet.

**[3] Schedule 1, Prime Minister and Cabinet portfolio, Department of the Prime Minister and Cabinet table, total for Department of the Prime Minister and Cabinet, Departmental Outputs**

*omit*

135,749.215

*insert*

135,598.37293

**[4] Schedule 1, Prime Minister and Cabinet portfolio, after the Department of the Prime Minister and Cabinet 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.
- Note 2: FMA Act Section 32 Determination 2008/07 amended the amount alongside Total: Department of the Prime Minister and Cabinet, under the heading Departmental Outputs, to transfer an amount from the Attorney-General's Department.
- Note 3: FMA Act Section 32 Determination 2008/12 amended the amount alongside Total: Department of the Prime Minister and Cabinet, under the heading Departmental Outputs, to transfer an amount from the Department of Families, Housing, Community Services and Indigenous Affairs.

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- Note 4: FMA Act Section 32 Determination 2008/34 amended the amount alongside Total: Department of the Prime Minister and Cabinet, under the heading Departmental Outputs, to transfer an amount to the Department of Families, Housing, Community Services and Indigenous Affairs.
- Note 5: FMA Act Section 32 Determination 2008/47 amended the amount alongside Total: Department of the Prime Minister and Cabinet, under the heading Departmental Outputs, to transfer an amount to the Department of Climate Change.
- Note 6: FMA Act Section 32 Determination 2008/59 amended the amount alongside Total: Department of the Prime Minister and Cabinet, under the heading Departmental Outputs, to transfer an amount from the Department of Families, Housing, Community Services and Indigenous Affairs.