



FMA Act Determination 2008/63 — Section 32 (Transfer of Functions from the former DITR to DIISR)

Financial Management and Accountability Act 1997

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 changes in the administrative arrangements on 3 December 2007, specifically the abolition of the Department of Industry, Tourism and Resources, and the transfer of the industry and innovation related functions to the Department of Innovation, Industry, Science and Research.

Dated 24 July 2008

Division Manager
Financial Reporting and Cash Management Division
Department of Finance and Deregulation

1 Name of Determination

This Determination is the *FMA Act Determination 2008/63 — Section 32 (Transfer of Functions from the former DITR to DIISR)*.

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 Industry, Tourism and Resources portfolio was abolished; and
- (b) the Department of Industry, Tourism and Resources was abolished; and
- (c) the Innovation, Industry, Science and Research portfolio was established; and
- (d) the Department of Innovation, Industry, Science and Research was established.

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

- (a) “DITR” – refers to the Department of Industry, Tourism and Resources.
- (b) “DIISR” – refers to the Department of Innovation, Industry, Science and Research.

2 Commencement

This Determination is taken to have commenced on 3 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. 2) 2004-2005*

Schedule 1 amends the *Appropriation Act (No. 2) 2004-2005* to transfer an amount of \$55,379,460.31 of the “administered assets and liabilities” item from the former Department of Industry, Tourism and Resources to the administered assets and liabilities item for the Department of Innovation, Industry, Science and Research.

Note The amount transferred relates to the transfer of industry and innovation related functions.

4 Amendment of *Appropriation Act (No. 4) 2005-2006*

Schedule 2 amends the *Appropriation Act (No. 4) 2005-2006* to transfer an amount of \$95,000.00 of the “administered assets and liabilities” item from the former Department of Industry, Tourism and Resources to the administered assets and liabilities item for the Department of Innovation, Industry, Science and Research.

Note The amount transferred relates to the transfer of industry and innovation related functions.

Schedule 1 **Amendment of Appropriation Act (No. 2) 2004-2005**

(section 3)

[1] **Schedule 2, Industry, Tourism and Resources portfolio, Department of Industry, Tourism and Resources table, Administered Assets and Liabilities**

omit

89,280

insert

33,900.53969

[2] **Schedule 2, Industry, Tourism and Resources portfolio, after the Department of Industry, Tourism and Resources table**

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 other departmental items, the actual appropriation item is the amount in relation to an entity opposite the heading "Equity Injections", or, opposite the heading "Loans", or, opposite the heading "Previous Years Outputs"; and

(b) for administered items, the actual appropriation item is the amount set out opposite an Outcome of an entity under the heading "New Administered Expenses"; and

(c) for State, ACT, NT and local government items the actual appropriation item is the amount set out opposite an Outcome of an entity under the heading "Payments to States, ACT, NT, and local government"; and

(d) for an administered assets and liabilities item the actual appropriation item is the amount set out in relation to an entity opposite the heading "Administered Assets and Liabilities".

No other amounts in the table have been amended.

Note 2: FMA Act Determination 2008/63 amended the amount alongside Administered Assets and Liabilities, under the heading Total, to transfer an amount to the Department of Innovation, Industry, Science and Research.

[3] Schedule 2, Industry, Tourism and Resources portfolio, after the Australian Tourist Commission table

insert

INNOVATION, INDUSTRY, SCIENCE AND RESEARCH PORTFOLIO

Appropriation (plain figures) — 2004-2005

	Specific Payments to the States and Territories \$'000	New Administered Expenses \$'000	Total \$'000
DEPARTMENT OF INNOVATION, INDUSTRY, SCIENCE AND RESEARCH			
Non-operating			
Administered Assets and Liabilities		55,379.46031	
Total: Department of Innovation, Industry, Science and Research			

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

- (a) for other departmental items, the actual appropriation item is the amount in relation to an entity opposite the heading "Equity Injections", or, opposite the heading "Loans", or, opposite the heading "Previous Years Outputs"; and
- (b) for administered items, the actual appropriation item is the amount set out opposite an Outcome of an entity under the heading "New Administered Expenses"; and
- (c) for State, ACT, NT and local government items the actual appropriation item is the amount set out opposite an Outcome of an entity under the heading "Payments to States, ACT, NT, and local government"; and
- (d) for an administered assets and liabilities item the actual appropriation item is the amount set out in relation to an entity opposite the heading "Administered Assets and Liabilities".

No other amounts in the table have been inserted.

Note 2: FMA Act Determination 2008/63 inserted the amount alongside Administered Assets and Liabilities, under the heading Total, to transfer an amount from the former Department of Industry, Tourism and Resources.

Schedule 2 **Amendment of Appropriation Act (No. 4) 2005-2006**

(section 4)

**[1] Schedule 2, Industry, Tourism and Resources portfolio,
Department of Industry, Tourism and Resources table,
Administered Assets and Liabilities**

omit

95

insert

-

**[2] Schedule 2, Industry, Tourism and Resources portfolio, after the
Department of Industry, Tourism and Resources table**

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 other departmental items, the actual appropriation item is the amount in relation to an entity opposite the heading "Equity Injections", or, opposite the heading "Loans", or, opposite the heading "Previous Years Outputs"; and

(b) for administered items, the actual appropriation item is the amount set out opposite an Outcome of an entity under the heading "New Administered Expenses"; and

(c) for State, ACT, NT and local government items the actual appropriation item is the amount set out opposite an Outcome of an entity under the heading "Payments to States, ACT, NT, and local government"; and

(d) for an administered assets and liabilities item the actual appropriation item is the amount set out in relation to an entity opposite the heading "Administered Assets and Liabilities".

No other amounts in the table have been amended.

Note 2: FMA Act Determination 2008/63 amended the amount alongside Administered Assets and Liabilities, under the heading Total, to transfer an amount to the Department of Innovation, Industry, Science and Research.

[3] Schedule 2, Industry, Tourism and Resources portfolio, after the Department of Industry, Tourism and Resources table

insert

INNOVATION, INDUSTRY, SCIENCE AND RESEARCH PORTFOLIO

Additional Appropriation (bold figures) — 2005-2006

	Specific Payments to the States and Territories \$'000	New Administered Expenses \$'000	Total \$'000
DEPARTMENT OF INNOVATION, INDUSTRY, SCIENCE AND RESEARCH			
Non-operating			
Administered Assets and Liabilities			95
Total: Department of Innovation, Industry, Science and Research			

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

- (a) for other departmental items, the actual appropriation item is the amount in relation to an entity opposite the heading "Equity Injections", or, opposite the heading "Loans", or, opposite the heading "Previous Years Outputs"; and
- (b) for administered items, the actual appropriation item is the amount set out opposite an Outcome of an entity under the heading "New Administered Expenses"; and
- (c) for State, ACT, NT and local government items the actual appropriation item is the amount set out opposite an Outcome of an entity under the heading "Payments to States, ACT, NT, and local government"; and
- (d) for an administered assets and liabilities item the actual appropriation item is the amount set out in relation to an entity opposite the heading "Administered Assets and Liabilities".

No other amounts in the table have been inserted.

Note 2: FMA Act Determination 2008/63 inserted the amount alongside Administered Assets and Liabilities, under the heading Total, to transfer an amount from the former Department of Industry, Tourism and Resources.