



FMA Act Determination 2010/11 — Section 32 (Transfer of Functions from DEWHA to DCCEE)

Financial Management and Accountability Act 1997

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 due to a decision of the Australian Government to transfer energy efficiency functions from the Department of the Environment, Water, Heritage and the Arts to the Department of Climate Change and Energy Efficiency.

Dated 16 June 2010

Tim Youngberry
First Assistant Secretary
Financial Reporting and Cash Management Division
Department of Finance and Deregulation

1 Name of Determination

This Determination is the *FMA Act Determination 2010/11 — Section 32 (Transfer of Functions from DEWHA to DCCEE)*.

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 in accordance with section 62 of the FMA Act. The Secretary has delegated his power in accordance with section 53 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. Specifically, on 8 March 2010, the *Administrative Arrangements Order* renamed the then Department of Climate Change as the Department of Climate Change and Energy Efficiency.

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

- (a) “DEWHA” – refers to the Department of the Environment, Water, Heritage and the Arts.
- (b) “DCCEE” – refers to Department of Climate Change and Energy Efficiency.

2 Commencement

This Determination is taken to have commenced on 31 May 2010.

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) 2008-2009*

Schedule 1 amends the *Appropriation Act (No. 1) 2008-2009* to transfer an amount of \$5,044,800.37 of the departmental item for the Department of the Environment, Water, Heritage and the Arts to the departmental item for the Department of Climate Change and Energy Efficiency.

Note The amount transferred relates to the funding of functions related to energy efficiency.

4 Amendment of *Appropriation Act (No. 3) 2009-2010*

Schedule 2 amends the *Appropriation Act (No. 3) 2009-2010* to transfer an amount of \$6,000,000 of the departmental item for the Department of the Environment, Water, Heritage and the Arts to the departmental item for the Department of Climate Change and Energy Efficiency.

Note The amount transferred relates to the funding of functions related to energy efficiency.

Schedule 1 **Amendment of *Appropriation Act* (No. 1) 2008-2009**

(Clause 3)

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

*omit***440,533.703***insert***435,488.90263**

**[2] Schedule 1, Environment, Water, Heritage and the Arts portfolio,
after the Department of the Environment, Water, Heritage and
the Arts 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 2008/57 amended the amount alongside Total: Department of the Environment, Water, Heritage and the Arts, under the heading Departmental Outputs, to transfer an amount to Old Parliament House.

Note 3: FMA Act Section 32 Determination 2008/60 amended the amount alongside Total: Department of the Environment, Water, Heritage and the Arts, under the heading Departmental Outputs, to transfer an amount to the Department of Infrastructure, Transport, Regional Development and Local Government.

Note 4: FMA Act Section 32 Determination 2008/67 amended the amount alongside Total: Department of the Environment, Water, Heritage and the Arts, under the heading Departmental Outputs, and the amount alongside Outcome 4, under the heading Administered Expenses, to transfer amounts to Old Parliament House.

Note 5: FMA Act Section 32 Determination 2008/69 amended the amount alongside Total: Department of the Environment, Water, Heritage and the Arts, under the heading Departmental Outputs, to transfer an amount to the Department of Health and Ageing.

Note 6: FMA Act Section 32 Determination 2009/01 amended the amount alongside Total: Department of the Environment, Water, Heritage and the Arts, under the heading Departmental Outputs, to transfer an amount to the Murray-Darling Basin Authority.

Note 7: FMA Act Section 32 Determination 2009/07 amended the amount alongside Total: Department of the Environment, Water, Heritage and the Arts, under the heading Departmental Outputs, to transfer an amount to the Department of Climate Change.

Note 8: FMA Act Section 32 Determination 2009/08 amended the amount alongside Total: Department of the Environment, Water, Heritage and the Arts, under the heading Departmental Outputs, to transfer an amount from the Murray-Darling Basin Authority.

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- Note 9: FMA Act Section 32 Determination 2010/06 amended the amount alongside Total: Department of the Environment, Water, Heritage and the Arts under the heading Departmental Outputs, to transfer an amount to Old Parliament House.
- Note 10: FMA Act Section 32 Determination 2010/07 amended the amount alongside Total: Department of the Environment, Water, Heritage and the Arts under the heading Departmental Outputs, to transfer an amount to the Department of Climate Change and Energy Efficiency.
- Note 11: FMA Act Section 32 Determination 2010/11 amended the amount alongside Total: Department of the Environment, Water, Heritage and the Arts under the heading Departmental Outputs, to transfer an amount to the Department of Climate Change and Energy Efficiency.

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

omit

60,214.37045

insert

65,259.17082

[4] Schedule 1, Prime Minister and Cabinet portfolio, after Department of Climate Change table

omit the notes, insert

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 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 inserted.

Note 2: FMA Act Section 32 Determination 2009/07 amended the amount alongside Total: Department of Climate Change, under the heading Departmental Outputs, to transfer an amount from the Department of the Environment, Water, Heritage and the Arts.

Note 3: FMA Act Section 32 Determination 2010/07 amended the amount alongside Total: Department of Climate Change under the heading Departmental Outputs, to transfer an amount from the Department of the Environment, Water, Heritage and the Arts.

Note 4: FMA Act Section 32 Determination 2010/11 amended the amount alongside Total: Department of Climate Change under the heading Departmental Outputs, to transfer an amount from the Department of the Environment, Water, Heritage and the Arts.

Schedule 2 **Amendment of *Appropriation Act (No. 3) 2009-2010***

(Clause 4)

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

omit

8,172

insert

2,172

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

omit the notes, insert

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 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 inserted.

Note 2: FMA Act Section 32 Determination 2010/09 amended the amount alongside Outcome 2 under the heading Administered Expenses, to transfer an amount to the Department of Climate Change and Energy Efficiency.

Note 3: FMA Act Section 32 Determination 2010/11 amended the amount alongside Total: Department of the Environment, Water, Heritage and the Arts under the heading Departmental Outputs, to transfer an amount to the Department of Climate Change and Energy Efficiency.

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

omit

5,682

insert

11,682

[4] Schedule 1, Prime Minister and Cabinet portfolio, after Department of Climate Change table

omit the notes, insert

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 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 inserted.

Note 2: FMA Act Section 32 Determination 2010/09 amended the amount alongside Outcome 1 under the heading Administered Expenses, to transfer an amount from the Department of the Environment, Water, Heritage and the Arts.

Note 3: FMA Act Section 32 Determination 2010/11 amended the amount alongside Total: Department of Climate Change under the heading Departmental Outputs, to transfer an amount from the Department of the Environment, Water, Heritage and the Arts.