



Financial Management and Accountability Act 1997 Determination 2010/28 — Section 32 (Transfer of Functions from AGD to DORA)

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 the territories functions from the Attorney-General's Department to the Department of Regional Australia, Regional Development and Local Government.

Dated 24th November 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 *Financial Management and Accountability Act 1997 Determination 2010/28 — Section 32 (Transfer of Functions from AGD to DORA)*.

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: Acronyms used in this Determination are as follows:

- (a) “AGD” – refers to the Attorney-General’s Department; and
- (b) “DORA” – refers to the Department of Regional Australia, Regional Development and Local Government.

Note 3: Functions relating to the territories were transferred from the Attorney-General’s Department to the Department of Regional Australia, Regional Development and Local Government due to a change to the *Administrative Arrangements Order* with effect from 14 September 2010.

2 Commencement

This Determination commences on the day on which it is made.

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) 2009-2010*

Schedule 1 amends *Appropriation Act (No. 1) 2009-2010* to reduce the Departmental item for AGD by \$2,231,105.49.

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

Schedule 2 amends *Appropriation Act (No. 3) 2009-2010* to reduce the Departmental item for AGD by \$100,876.

5 Amendment of *Appropriation Act (No. 1) 2010-2011*

Schedule 3 amends *Appropriation Act (No. 1) 2010-2011* to reduce the Departmental item for AGD by \$1,848,178 and to increase the departmental item for DORA by \$4,180,159.49.

Schedule 1 **Amendment of *Appropriation Act (No. 1) 2009-2010***

(Clause 3)

[1] **Schedule 1, Attorney-General's portfolio, Attorney-General's Department table, total for Departmental**

omit

236,937.375

insert

234,706.26951

[2] **Schedule 1, Attorney-General's portfolio, after the Attorney-General's Department table**

omit the notes, insert

Note 1: The table has been amended by a determination under the Financial Management and Accountability Act 1997. 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 agency under the heading "Departmental"; and
- (b) for administered items, the actual appropriation item is the amount set out opposite an Outcome of an agency under the heading "Administered".

No other amounts in the table have been amended.

Note 2: FMA Act Section 32 Determination 2010/02 amended the amount alongside Total: Attorney-General's Department under the heading Departmental Outputs, to transfer an amount to the Department of Finance and Deregulation.

Note 3: FMA Act Section 32 Determination 2010/08 amended the amount alongside Total: Attorney-General's Department under the heading Departmental Outputs, to transfer an amount from the Insolvency and Trustee Service Australia.

Note 4: Financial Management and Accountability Act 1997 Determination 2010/28 – Section 32 (Transfer of Functions from AGD to DORA) amended the amount alongside "Total: Attorney-General's Department" under the heading "Departmental", to transfer an amount to the Departmental item for the Department of Regional Australia, Regional Development and Local Government.

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

(Clause 4)

[1] Schedule 1, Attorney-General's portfolio, Attorney-General's Department table, total for Departmental

omit

180

insert

79.124

[2] Schedule 1, Attorney-General's portfolio, after the Attorney-General's Department table

insert

Note 1: The table has been amended by a determination under the Financial Management and Accountability Act 1997. 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 agency under the heading "Departmental"; and
- (b) for administered items, the actual appropriation item is the amount set out opposite an Outcome of an agency under the heading "Administered".

No other amounts in the table have been amended.

Note 2: Financial Management and Accountability Act 1997 Determination 2010/28 – Section 32 (Transfer of Functions from AGD to DORA) amended the amount alongside "Total: Attorney-General's Department" under the heading "Departmental", to transfer an amount to the Departmental item for the Department of Regional Australia, Regional Development and Local Government.

Schedule 3 **Amendment of *Appropriation Act (No. 1) 2010-2011***

(Clause 5)

[1] **Schedule 1, Attorney-General's portfolio, Attorney-General's Department table, total for Departmental**

omit

234,266

insert

232,417.822

[2] **Schedule 1, Attorney-General's portfolio, after the Attorney-General's Department table**

omit the notes, insert

Note 1: The table has been amended by a determination under the *Financial Management and Accountability Act 1997*. 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 agency under the heading "Departmental"; and
- (b) for administered items, the actual appropriation item is the amount set out opposite an Outcome of an agency under the heading "Administered".

No other amounts in the table have been amended.

Note 2: Financial Management and Accountability Act 1997 Determination 2010/18 — Section 32 (Transfer of Functions from AGD to DORA) amended two amounts in this table:

- (a) the amount alongside "Total", under the heading "Departmental", to transfer an amount to the Departmental item for the Department of Regional Australia, Regional Development and Local Government; and
- (b) the amount alongside "Outcome 2", under the heading "Administered", to transfer an amount to "Outcome 2" under the heading "Administered" for the Department of Regional Australia, Regional Development and Local Government.

On 14 September 2010 the Department of Regional Australia, Regional Development and Local Government was created.

Note 3: Financial Management and Accountability Act 1997 Determination 2010/28 — Section 32 (Transfer of Functions from AGD to DORA) amended the amount alongside "Total: Attorney-General's Department" under the heading "Departmental", to transfer an amount to the Departmental item for the Department of Regional Australia, Regional Development and Local Government.

[3] Schedule 1, Prime Minister and Cabinet portfolio, Department of Regional Australia, Regional Development and Local Government table, total for Departmental

omit

34,907.908

insert

39,088.06749

[4] Schedule 1, Prime Minister and Cabinet portfolio, Department of Regional Australia, Regional Development and Local Government table

omit the notes, insert

Note 1: The table has been inserted by a determination under the *Financial Management and Accountability Act 1997*. 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 agency under the heading “Departmental”; and
- (b) for administered items, the actual appropriation item is the amount set out opposite an Outcome of an agency under the heading “Administered”.

No other amounts in the table have been amended.

Note 2: *Financial Management and Accountability Act 1997 Determination 2010/17 – Section 32 (Transfer of Functions from the former DITRDLG to DORA)* added a table and two specific amounts:

- (a) the amount alongside “Total”, under the heading “Departmental”, to transfer an amount to the Departmental item from the former Department of Infrastructure, Transport, Regional Development and Local Government; and
- (b) the amount alongside “Outcome 1”, under the heading “Administered”, to transfer an amount to Outcome 1 of the Administered item from the former Department of Infrastructure, Transport, Regional Development and Local Government.

The Department of Infrastructure, Transport, Regional Development and Local Government, was renamed to the Department of Infrastructure and Transport and restructured on 14 September 2010. The Department of Regional Australia, Regional Development and Local Government was created on the same date.

Note 3: *Financial Management and Accountability Act 1997 Determination 2010/18 – Section 32 (Transfer of Functions from AGD to DORA)* amended the amount alongside “Total: Department of Regional Australia, Regional Development and Local Government”, under the heading “Departmental”, and inserted Outcome 2 and the amount alongside “Outcome 2”, under the heading “Administered”, to transfer amounts from the Attorney-General’s Department.

Note 4: *Financial Management and Accountability Act 1997 Determination 2010/22 – Section 32 (Transfer of Functions from the former DITRDLG to DORA)* amended the amount alongside “Outcome 1”, under the heading “Administered”, to transfer an amount to the former Department of Infrastructure, Transport, Regional Development and Local Government.

Note 5: Financial Management and Accountability Act 1997 Determination 2010/23 — Section 32 (Transfer of Functions from the former DITRDLG to DORA) amended the amount alongside “Total: Department of Regional Australia, Regional Development and Local Government”, under the heading “Departmental” to transfer an amount from the former Department of Infrastructure, Transport, Regional Development and Local Government.

Note 6: Financial Management and Accountability Act 1997 Determination 2010/28 — Section 32 (Transfer of Functions from AGD to DORA) amended the amount alongside “Total: Department of Regional Australia, Regional Development and Local Government” under the heading “Departmental”, to transfer an amount to the Departmental item for the Attorney-General’s Department.