

Financial Management and Accountability Act 1997 Determination 2012/30 — Section 32 (Transfer of Functions from DPP to AFP)

*Financial Management and Accountability Act 1997*

I, PETER GIBSON, Acting 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 responsibility for the majority of litigation/function under the Proceeds of Crime Act 2002 from the Office of the Director of Public Prosecutions to the Australian Federal Police.

Dated  22 November 2012

PETER GIBSON

Acting 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 2012/30 — Section 32 (Transfer of Functions from DPP to AFP*).

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:

1. “DPP” – refers to the Office of the Director of Public Prosecutions.
2. “AFP” – refers to the Australian Federal Police.

Note 3: Due to a government decision, responsibility for the majority of litigation/function under the Proceeds of Crime Act 2002 will be transferred from DPP to AFP.

**2 Commencement**

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

3 Amendment of Appropriation Act (No. 1) 2012-2013

Schedule 1 amends *Appropriation Act (No. 1) 2012-2013* to:

1. reduce DPP’s departmental item by $1,750,000.00; and
2. increase AFP’s departmental item by $1,750,000.00.

Schedule 1 Amendment of *Appropriation Act (No. 1) 2012-2013*

(Clause 3)

 [1] Schedule 1, Attorney General’s portfolio, Office of the Director of Public Prosecutions table, alongside “Total: Office of the Director of Public Prosecutions”, under the heading “Departmental”

omit

**93,167**

insert

**91,417**

 [2] Schedule 1, Attorney General’s portfolio, after the Office of the Director of Public Prosecutions 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 2012/30 — Section 32 (Transfer of Functions from DPP to AFP*) amended in this table the amount alongside “Total: Office of the Director of Public Prosecutions” under the heading “Departmental”, to transfer an amount to the departmental item for the Australian Federal Police (AFP) due to a decision of the Australian Government to transfer responsibility for the majority of litigation/function under the Proceeds of Crime Act 2002 from the Office of the Director of Public Prosecutions (DPP) to AFP.

[3] Schedule 1, Attorney General’s portfolio, Australian Federal Police table, alongside “Total: Australian Federal Police” under the heading “Departmental”

omit

**1,014,080**

insert

**1,015,830**

[4] Schedule 1, Attorney General’s portfolio, after the Australian Federal Police 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 2012/30 — Section 32 (Transfer of Functions from DPP to AFP*) amended in this table the amount alongside “Total: Office of the Director of Public Prosecutions” under the heading “Departmental”, to transfer an amount to the departmental item for the Australian Federal Police (AFP) due to a decision of the Australian Government to transfer responsibility for the majority of litigation/function under the Proceeds of Crime Act 2002 from the Office of the Director of Public Prosecutions (DPP) to AFP.