

2002-2003-2004

The Parliament of the
Commonwealth of Australia

HOUSE OF REPRESENTATIVES

Presented and read a first time

Appropriation Bill (No. 6) 2003-2004

No. , 2004

(Finance and Administration)

**A Bill for an Act to appropriate additional money
out of the Consolidated Revenue Fund for certain
expenditure, and for related purposes**

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1 **A Bill for an Act to appropriate additional money**
2 **out of the Consolidated Revenue Fund for certain**
3 **expenditure, and for related purposes**

4 The Parliament of Australia enacts:

5 **Part 1—Preliminary**
6

7 **1 Short title**

8 This Act may be cited as the *Appropriation Act (No. 6) 2003-2004*.

1 **2 Commencement**

2 This Act commences on the day on which it receives the Royal
3 Assent.

4 **3 Definitions**

5 In this Act, unless the contrary intention appears:

6 ***administered assets and liabilities item*** means an amount set out in
7 Schedule 2 in relation to an entity opposite the heading
8 “Administered Assets and Liabilities”.

9 ***administered item*** means an amount set out in Schedule 2 opposite
10 an outcome of an entity under the heading “New Administered
11 Expenses”.

12 ***Agency*** means any of the following:

- 13 (a) an Agency within the meaning of the *Financial Management*
14 *and Accountability Act 1997*;
15 (b) the High Court.

16 ***Commonwealth authority*** has the same meaning as in the
17 *Commonwealth Authorities and Companies Act 1997*.

18 ***Commonwealth company*** has the same meaning as in the
19 *Commonwealth Authorities and Companies Act 1997*.

20 ***current year*** means the financial year ending on 30 June 2004.

21 ***entity*** means any of the following:

- 22 (a) an Agency;
23 (b) a Commonwealth authority;
24 (c) a Commonwealth company;
25 (d) the Australian National Training Authority.

26 ***expenditure*** means payments for expenses, acquiring assets,
27 making loans or paying liabilities.

28 ***Finance Minister*** means the Minister administering this Act.

29 ***item*** means any of the following:

- 1 (a) a State payment item;
2 (b) an administered item;
3 (c) an administered assets and liabilities item;
4 (d) an other departmental item.

5 **other departmental item** means an amount set out in Schedule 2 in
6 relation to an entity:

- 7 (a) opposite the heading “Equity Injections”; or
8 (b) opposite the heading “Loans”; or
9 (c) opposite the heading “Previous Years’ Outputs”.

10 **Portfolio Additional Estimates Statements** means the Portfolio
11 Additional Estimates Statements that were tabled in the Senate or
12 the House of Representatives in relation to the Bill for the
13 *Appropriation Act (No. 3) 2003-2004* and the Bill for the
14 *Appropriation Act (No. 4) 2003-2004*.

15 **Portfolio Budget Statements** means the Portfolio Budget
16 Statements that were tabled in the Senate or the House of
17 Representatives in relation to the Bill for the *Appropriation Act*
18 *(No. 1) 2003-2004* and the Bill for the *Appropriation Act (No. 2)*
19 *2003-2004*.

20 **Portfolio Supplementary Additional Estimates Statements** means
21 the Portfolio Supplementary Additional Estimates Statements that
22 were tabled in the Senate or the House of Representatives in
23 relation to the Bill for this Act and the Bill for the *Appropriation*
24 *Act (No. 5) 2003-2004*.

25 **Special Account** has the same meaning as in the *Financial*
26 *Management and Accountability Act 1997*.

27 **State** includes the Australian Capital Territory and the Northern
28 Territory.

29 **State payment item** means an amount set out in Schedule 2
30 opposite an outcome of an entity under the heading “Specific
31 Payments to the States and Territories”.

1 **4 Portfolio Statements**

2 (1) The Portfolio Budget Statements, Portfolio Additional Estimates
3 Statements and Portfolio Supplementary Additional Estimates
4 Statements are hereby declared to be relevant documents for the
5 purposes of section 15AB of the *Acts Interpretation Act 1901*.

6 Note: See paragraph 15AB(2)(g) of the *Acts Interpretation Act 1901*.

7 (2) If the Portfolio Budget Statements, Portfolio Additional Estimates
8 Statements or Portfolio Supplementary Additional Estimates
9 Statements indicate that activities of a particular kind were
10 intended to be treated as activities in respect of a particular
11 outcome, then expenditure for the purpose of carrying out those
12 activities is taken to be expenditure for the purpose of contributing
13 to achieving the outcome.

14 **5 Notional payments, receipts etc.**

15 For the purposes of this Act, notional transactions between
16 Agencies are to be treated as if they were real transactions.

17 Note: This section applies, for example, to a “payment” between Agencies
18 that are both part of the Commonwealth. One of the effects of this
19 section is that the payment will be debited from an appropriation for
20 the paying Agency, even though no payment is actually made from the
21 Consolidated Revenue Fund.

Part 2—Basic appropriations

6 Summary of basic appropriations

The total of the items specified in Schedule 2 is \$183,296,000.

Note 1: Items in Schedule 2 can be increased under section 12 of the *Appropriation Act (No. 1) 2003-2004* (as modified by section 11 of the *Appropriation Act (No. 5) 2003-2004*).

Note 2: See also section 30A of the *Financial Management and Accountability Act 1997*, which provides for adjustment of appropriations to take account of GST.

7 State payment items—basic appropriation

(1) For a State payment item for an outcome of an entity, the Finance Minister may issue out of the Consolidated Revenue Fund amounts that do not exceed, in total, the lesser of:

- (a) the amount specified in the item; and
- (b) the amount determined by the Finance Minister in relation to the item, having regard to the expenses incurred by the entity in the current year in relation to the item.

(2) An amount issued out of the Consolidated Revenue Fund for a State payment item for an outcome of an entity may only be applied for the purpose of making payments to or for the States for the purpose of contributing to achieving that outcome.

8 Administered items—basic appropriation

(1) For an administered item for an outcome of an entity, the Finance Minister may issue out of the Consolidated Revenue Fund amounts that do not exceed, in total, the lesser of:

- (a) the amount specified in the item; and
- (b) the amount determined by the Finance Minister in relation to the item, having regard to the expenses incurred by the entity in the current year in relation to the item.

Section 9

- 1 (2) An amount issued out of the Consolidated Revenue Fund for an
2 administered item for an outcome of an entity may only be applied
3 for expenditure for the purpose of carrying out activities for the
4 purpose of contributing to achieving that outcome.

5 Note: The acquisition of *new* administered assets will usually be funded
6 from an administered assets and liabilities item.

7 **9 Administered assets and liabilities items—basic appropriation**

- 8 (1) For an administered assets and liabilities item for an entity, the
9 Finance Minister may issue out of the Consolidated Revenue Fund
10 amounts that do not exceed, in total, the amount specified in the
11 item.

- 12 (2) An amount issued out of the Consolidated Revenue Fund for an
13 administered assets and liabilities item for an entity may only be
14 applied for expenditure for the purpose of carrying out activities
15 for the purpose of contributing to achieving any outcome that is
16 specified in relation to the entity:

- 17 (a) in Schedule 2 to this Act; or
18 (b) in Schedule 1 to the *Appropriation Act (No. 5) 2003-2004*; or
19 (c) in Schedule 2 to the *Appropriation Act (No. 4) 2003-2004*; or
20 (d) in Schedule 1 to the *Appropriation Act (No. 3) 2003-2004*; or
21 (e) in Schedule 2 to the *Appropriation Act (No. 2) 2003-2004*; or
22 (f) in Schedule 1 to the *Appropriation Act (No. 1) 2003-2004*.

23 **10 Other departmental items—basic appropriation**

- 24 (1) For an other departmental item for an entity, the Finance Minister
25 may issue out of the Consolidated Revenue Fund amounts that do
26 not exceed, in total, the amount specified in the item.

27 Note: Generally, the Finance Minister is permitted, but not obliged, to issue
28 the amounts out of the Consolidated Revenue Fund. However,
29 subsection (3) imposes an obligation on the Finance Minister to issue
30 the amounts in certain circumstances.

- 31 (2) An amount issued out of the Consolidated Revenue Fund for an
32 other departmental item may only be applied for the departmental
33 expenditure of the entity.

- 1 (3) If:
2 (a) an Act provides that an entity must be paid amounts that are
3 appropriated by the Parliament for the purposes of the entity;
4 and
5 (b) Schedule 2 contains an other departmental item for that
6 entity;
7 then the Finance Minister, under subsection (1), must issue out of
8 the Consolidated Revenue Fund the full amount specified in the
9 item.

10 **11 Reduction of appropriations upon request**

- 11 (1) The Finance Minister may, upon written request by a Minister,
12 make a written determination under this section reducing an
13 administered assets and liabilities item or an other departmental
14 item for an entity for which the Minister is responsible by the
15 amount specified in the determination.
- 16 (2) The Finance Minister may, upon written request by the Chief
17 Executive of an entity for which the Finance Minister is
18 responsible, make a written determination under this section
19 reducing an administered assets and liabilities item or an other
20 departmental item for that entity by the amount specified in the
21 determination.
- 22 (3) Where a determination is made, the amount specified in the item is
23 taken to have been reduced by the amount specified in the
24 determination.
- 25 (4) However, a determination is of no effect if the determination has
26 not been requested under subsection (1) or (2).
- 27 (5) In addition, a determination reduces an amount specified in the
28 item only to the extent that the amount of the reduction is no
29 greater than the lesser of the following:
30 (a) the amount requested under subsection (1) or (2);
31 (b) the difference between the amount specified in the item and
32 the amount issued out of the Consolidated Revenue Fund by
33 the Finance Minister in respect of that item.

Part 2 Basic appropriations

Section 11

- 1 (6) For the purposes of paragraph (5)(b), an amount is not taken to
2 have been issued by the Finance Minister until the amount is paid
3 out of the Consolidated Revenue Fund.
- 4 (7) To avoid doubt, where a previous determination has been made in
5 relation to an item, the reference in paragraph (5)(b) to the amount
6 specified in the item is taken to be a reference to the amount
7 specified in the item as reduced by that previous determination and
8 any other previous determination.
- 9 (8) To avoid doubt, a determination under this section applies despite
10 any other provision of this Act.
- 11 (9) A determination under this section is a disallowable instrument for
12 the purposes of section 46A of the *Acts Interpretation Act 1901*.

1

2 **Part 3—Miscellaneous**

3

4 **12 Crediting amounts to Special Accounts**

5 If any of the purposes of a Special Account is a purpose that is
6 covered by an item (whether or not the item expressly refers to the
7 Special Account), then amounts may be debited against the
8 appropriation for that item and credited to that Special Account.

9 **13 Conditions etc. applying to State payment items**

- 10 (1) This section applies to any payment made out of money
11 appropriated by a State payment item for an outcome identified in
12 column 2 of the table in Schedule 1.
- 13 (2) The payment:
- 14 (a) must be made on the applicable terms and conditions (if any)
15 for that outcome; and
- 16 (b) must be made in the amounts, and at the times, that are
17 determined in writing by the Minister specified in column 4
18 of the table.
- 19 (3) This section does not, by implication, limit the power of the
20 Commonwealth to:
- 21 (a) apply terms and conditions to non-State payments; or
22 (b) determine the amounts and times of non-State payments.
- 23 (4) In this section:
- 24 *applicable terms and conditions*, in relation to an outcome
25 identified in the table in Schedule 1, means terms and conditions
26 from time to time determined (either before or after the
27 commencement of this Act) in writing by the Minister specified in
28 column 3 of the table as being the terms and conditions that apply
29 to payments that are made to or for a State in relation to that
30 outcome out of money appropriated by an annual Appropriation
31 Act.

Section 14

1 ***non-State payment*** means a payment made out of money that is
2 appropriated by the Parliament (either under this Act or another
3 Act), other than a payment out of money appropriated by a State
4 payment item.

5 **14 Appropriation of the Consolidated Revenue Fund**

6 The Consolidated Revenue Fund is appropriated as necessary for
7 the purposes of this Act.

Schedule 1—Payments to or for the States

Note: See section 13.

Column 1	Column 2	Column 3	Column 4
Agency	Outcome	Minister determining conditions	Minister determining payments
Department of Agriculture, Fisheries and Forestry	More sustainable, competitive and profitable Australian agricultural, food, fisheries and forestry industries	Minister for Agriculture, Fisheries and Forestry	Minister for Agriculture, Fisheries and Forestry
Attorney-General's Department	An equitable and accessible system of federal civil justice	Attorney-General	Attorney-General
Office of Film and Literature Classification	Australians make informed decisions about films, publications and computer games which they, or those in their care may view, read or play	Attorney-General	Attorney-General
Department of Veterans' Affairs	Eligible veterans, serving and former defence force members, their war widows and widowers and dependants have access to health and other care services that promote and maintain self-sufficiency, well-being and quality of life	Minister for Veterans' Affairs	Minister for Veterans' Affairs
Department of Communications, Information Technology and the Arts	Development of a stronger and internationally competitive Australian sports sector and encouragement of greater participation in sport by all Australians	Minister for the Arts and Sport	Minister for the Arts and Sport
Department of the Environment and Heritage	The environment, especially those aspects that are matters of national environmental significance, is protected and conserved	Minister for the Environment and Heritage	Minister for the Environment and Heritage
Australian Greenhouse Office	Australians working together to meet the challenge of climate change	Minister for the Environment and Heritage	Minister for the Environment and Heritage

Continued

Schedule 1 Payments to or for the States

Column 1	Column 2	Column 3	Column 4
Agency	Outcome	Minister determining conditions	Minister determining payments
Department of Family and Community Services	Families are Strong - Services and assistance that: contribute to children and young people having the best possible start to life; promote healthy family relationships; allow families to adapt to changing economic and social conditions; and encourage families that nurture individuals and take an active part in their community	Minister for Family and Community Services	Minister for Family and Community Services
Department of Family and Community Services	Communities are Strong - Services and assistance that: encourage communities to be self-reliant and to connect with their members; and promote partnerships between business, communities and governments	Minister for Family and Community Services	Minister for Family and Community Services
Department of Family and Community Services	Individuals reach their Potential - Services and assistance that: facilitate people to participate actively in economic and community life, work to their capacity, access a responsive and sustainable safety net and fully develop their capabilities	Minister for Family and Community Services	Minister for Family and Community Services
Department of Health and Ageing	To promote and protect the health of all Australians and minimise the incidence of preventable mortality, illness, injury and disability	Minister for Health and Ageing	Minister for Health and Ageing
Department of Health and Ageing	Access through Medicare to cost-effective medical services, medicines and acute health care for all Australians	Minister for Health and Ageing	Minister for Health and Ageing
Department of Health and Ageing	Support for healthy ageing for older Australians and quality and cost-effective care for frail older people and support for their carers	Minister for Health and Ageing	Minister for Health and Ageing
Department of Health and Ageing	Improved quality, integration and effectiveness of health care	Minister for Health and Ageing	Minister for Health and Ageing
			Continued

Payments to or for the States **Schedule 1**

Column 1	Column 2	Column 3	Column 4
Agency	Outcome	Minister determining conditions	Minister determining payments
Department of Immigration and Multicultural and Indigenous Affairs	A society which values Australian citizenship, appreciates cultural diversity and enables migrants to participate equitably	Minister for Immigration and Multicultural and Indigenous Affairs	Minister for Immigration and Multicultural and Indigenous Affairs
Department of Industry, Tourism and Resources	A stronger, sustainable and internationally competitive Australian industry, comprising the manufacturing, resources and services sectors	Minister for Industry, Tourism and Resources	Minister for Industry, Tourism and Resources
Department of Transport and Regional Services	A better transport system for Australia	Minister for Transport and Regional Services	Minister for Transport and Regional Services
Department of Transport and Regional Services	Greater recognition and development opportunities for local, regional and territory communities	Minister for Transport and Regional Services	Minister for Transport and Regional Services
Department of the Treasury	Effective government spending and taxation arrangements	Treasurer	Treasurer
Department of the Treasury	Well functioning markets	Treasurer	Treasurer

Schedule 2—Services for which money is appropriated

Note: See sections 6 and 14.

Abstract

Page Reference	Departments and Services	Total \$'000
18	Communications, Information Technology and the Arts	50,000
19	Health and Ageing	129,196
20	Treasury	4,100
Total		183,296

DEPARTMENTS AND SERVICES

Schedule 2 Services for which money is appropriated

SUMMARY

Supplementary Appropriation (bold figures) — 2003-2004
Appropriation Acts (Nos. 2 and 4) (italic figures) — 2003-2004

Portfolio	Specific Payments to the States and Territories \$'000	New Administered Expenses \$'000	Non- operating \$'000	Total \$'000
Agriculture, Fisheries and Forestry	-	-	-	-
	<i>525,538</i>	-	<i>33,180</i>	<i>558,718</i>
Attorney-General's	-	-	-	-
	<i>88,010</i>	-	<i>134,132</i>	<i>222,142</i>
Communications, Information Technology and the Arts	50,000	-	-	50,000
	-	-	<i>42,496</i>	<i>42,496</i>
Defence	-	-	-	-
	-	-	<i>1,020,524</i>	<i>1,020,524</i>
Veterans' Affairs	-	-	-	-
	<i>6,826</i>	-	<i>8,027</i>	<i>14,853</i>
Education, Science and Training	-	-	-	-
	-	-	<i>90,200</i>	<i>90,200</i>
Employment and Workplace Relations	-	-	-	-
	-	-	<i>424</i>	<i>424</i>
Environment and Heritage	-	-	-	-
	<i>1,530</i>	-	<i>19,633</i>	<i>21,163</i>
Family and Community Services	-	-	-	-
	<i>1,908,508</i>	-	<i>42,345</i>	<i>1,950,853</i>
Finance and Administration	-	-	-	-
	-	-	<i>63,670</i>	<i>63,670</i>
Foreign Affairs and Trade	-	-	-	-
	-	-	<i>241,174</i>	<i>241,174</i>
Health and Ageing	3,529	-	125,667	129,196
	<i>986,464</i>	-	<i>111,237</i>	<i>1,097,701</i>
Immigration and Multicultural and Indigenous Affairs	-	-	-	-
	<i>1,823</i>	-	<i>31,131</i>	<i>32,954</i>
Industry, Tourism and Resources	-	-	-	-
	<i>37,904</i>	<i>27,000</i>	<i>110,156</i>	<i>175,060</i>

Continued

SUMMARY

Supplementary Appropriation (bold figures) — 2003-2004
Appropriation Acts (Nos. 2 and 4) (italic figures) — 2003-2004

Portfolio	Specific Payments to the States and Territories \$'000	New Administered Expenses \$'000	Non- operating \$'000	Total \$'000
Prime Minister and Cabinet	-	-	-	-
	-	-	<i>1,468</i>	<i>1,468</i>
Transport and Regional Services	-	-	-	-
	<i>195,529</i>	-	<i>87,758</i>	<i>283,287</i>
Treasury	4,100	-	-	4,100
	<i>178,419</i>	-	<i>19,190</i>	<i>197,609</i>
Total: Bill 6	57,629	-	125,667	183,296
	<i>3,930,551</i>	<i>27,000</i>	<i>2,056,745</i>	<i>6,014,296</i>

Schedule 2 Services for which money is appropriated

**COMMUNICATIONS, INFORMATION TECHNOLOGY AND THE
ARTS PORTFOLIO**

Supplementary Appropriation (bold figures) — 2003-2004
Appropriation Acts (Nos. 2 and 4) (italic figures) — 2003-2004
 Actual Available Appropriation (light figures) — 2002-2003

	Specific Payments to the States and Territories	New Administered Expenses	Total
	\$'000	\$'000	\$'000
DEPARTMENT OF COMMUNICATIONS, INFORMATION TECHNOLOGY AND THE ARTS			
Operating			
Outcome 2 -			
Development of a stronger and internationally competitive Australian sports sector and encouragement of greater participation in sport by all Australians	50,000	-	50,000
	-	-	-
	-	-	-
Total: Department of Communications, Information Technology and the Arts	50,000	-	50,000

HEALTH AND AGEING PORTFOLIO

Supplementary Appropriation (bold figures) — 2003-2004

Appropriation Acts (Nos. 2 and 4) (italic figures) — 2003-2004

Actual Available Appropriation (light figures) — 2002-2003

	Specific Payments to the States and Territories \$'000	New Administered Expenses \$'000	Total \$'000
DEPARTMENT OF HEALTH AND AGEING			
Operating			
Outcome 2 -			
Access through Medicare to cost-effective medical services, medicines and acute health care for all Australians	3,529	-	3,529
	<i>4,093</i>	-	<i>4,093</i>
	69,032	-	69,032
Total: Operating	3,529	-	3,529
Non-operating			
Administered Assets and Liabilities			125,667
			<i>40,440</i>
			48,364
Total: Non-operating			125,667
Total: Department of Health and Ageing			129,196

Schedule 2 Services for which money is appropriated

TREASURY PORTFOLIO

Supplementary Appropriation (bold figures) — 2003-2004

Appropriation Acts (Nos. 2 and 4) (italic figures) — 2003-2004

Actual Available Appropriation (light figures) — 2002-2003

	Specific Payments to the States and Territories	New Administered Expenses	Total
	\$'000	\$'000	\$'000
DEPARTMENT OF THE TREASURY			
Operating			
Outcome 2 -			
Effective government spending and taxation	4,100	-	4,100
arrangements	<i>20,900</i>	-	<i>20,900</i>
	74,700	-	74,700
Total: Department of the Treasury	4,100	-	4,100
