



New South Wales

Appropriation (Parliament) Act 1996 No 49

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New South Wales

Appropriation (Parliament) Act 1996 No 49

Act No 49, 1996

An Act to appropriate out of the Consolidated Fund sums for the recurrent services and capital works and services of the Legislature for the year 1996–97. [Assented to 28 June 1996]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Assembly of New South Wales in Parliament assembled, in accordance with the provisions of section 5A of the Constitution Act 1902, as amended by subsequent Acts, and by the authority of the same, as follows:

1 Name of Act

This Act is the *Appropriation (Parliament) Act 1996*.

2 Commencement

This Act commences on 1 July 1996.

3 Interpretation

- (1) In this Act, a reference to the year 1996–97 is a reference to the year from 1 July 1996 to 30 June 1997.
- (2) A reference in the *Public Finance and Audit Act 1983* to an or the Appropriation Act includes a reference to this Act.

4 Appropriation for recurrent services

- (1) This Act appropriates the sum of \$59,262,000 to the Legislature out of the Consolidated Fund for the recurrent services of the Legislature for the year 1996–97.
- (2) Any amounts expended for recurrent services under section 25 of the *Public Finance and Audit Act 1983* or any Parliamentary Supply Act on or after 1 July 1996 and before the date of assent to this Act are taken to have been expended out of the sum appropriated by this section.

5 Appropriation for capital works and services

- (1) This Act appropriates the sum of \$2,331,000 to the Legislature out of the Consolidated Fund for the capital works and services of the Legislature for the year 1996–97.

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- (2) Any amounts expended for capital works and services under section 25 of the *Public Finance and Audit Act 1983* or any Parliamentary Supply Act on or after 1 July 1996 and before the date of assent to this Act are taken to have been expended out of the sum appropriated by this section.

6 Variation of authorised payments from Consolidated Fund

- (1) Payment of the sums appropriated under this Act may not be made on a program shown in the Budget Paper entitled “Budget Estimates 1996–97” in excess of the sums provided in that Budget Paper for the program, except as provided by this section and Division 4 of Part 2 of the *Public Finance and Audit Act 1983*.
- (2) If the exigencies of the Public Service render it necessary, the Treasurer may authorise:
- (a) the payment of a sum in excess of the amount shown in the Budget Paper entitled “Budget Estimates 1996–97” as the Consolidated Fund Recurrent Payments estimate for a program, but only on the condition that an equivalent sum is not paid out of the estimate of the Consolidated Fund Recurrent Payments for another program, and
 - (b) the payment of a sum in excess of the amount shown in that Budget Paper as the Consolidated Fund Capital Payments estimate for a program, but only on the condition that an equivalent sum is not paid out of the estimate of the Consolidated Fund Capital Payments for another program.
- (3) This section does not apply to sums appropriated otherwise than by this Act.
- (4) This section does not empower the Treasurer to authorise the payment of a sum in augmentation of or as an addition to any salary or wages the amount of which has been fixed by law.
- (5) The Treasurer, or a person appointed by the Treasurer under section 7, is required to inform the Auditor-General of every authorisation given under this section.

7 Appointment of person to carry out the functions of the Treasurer under section 6

- (1) The Treasurer may appoint a person to carry out the Treasurer's functions under section 6.
- (2) Any such appointment is subject to such conditions (if any) as the Treasurer determines.
- (3) The Treasurer may revoke any such appointment at any time.

[Minister's second reading speech made in —
Legislative Assembly on 21 May 1996
Legislative Council on 26 June 1996]