



New South Wales

Appropriation Act 2024 No 36

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Appropriation Act 2024 No 36

Act No 36, 2024

An Act to appropriate out of the Consolidated Fund sums for the services of the Government for the year 2024–25. [Assented to 24 June 2024]

See also the *Appropriation (Parliament) Act 2024* and the *Revenue Legislation Amendment Act 2024*.

The Legislature of New South Wales enacts—

Part 1 Preliminary

1 Name of Act

This Act is the *Appropriation Act 2024*.

2 Commencement

This Act commences on the date of assent to this Act.

3 Definitions

In this Act—

appropriated means appropriated from the Consolidated Fund.

appropriation year means the year from 1 July 2024 to 30 June 2025.

services includes the following—

- (a) capital works and services,
- (b) recurrent services,
- (c) repayment of debt.

Part 2 Appropriations—departments

Note— The total amount appropriated for services for the appropriation year in accordance with this part is \$118,715,059,271.

Division 1 Cabinet Office

4 Cabinet Office

The sum of \$102,542,436 is appropriated to the Premier for the services of The Cabinet Office for the appropriation year.

Note— The appropriation, together with funds from other sources, is intended to fund expenses to the sum of \$103,406,484.

Division 2 Climate Change, Energy and the Environment

5 Department of Climate Change, Energy, the Environment and Water

The sum of \$5,422,031,544 is appropriated to the Minister for Climate Change for the services of the Department of Climate Change, Energy, the Environment and Water for the appropriation year.

Note— The appropriation, together with funds from other sources, is intended to fund—

- (a) expenses to the sum of \$6,215,575,100, and
- (b) capital expenditure to the sum of \$549,527,000.

Division 3 Communities and Justice

6 Department of Communities and Justice

The sum of \$21,728,895,125 is appropriated to the Attorney General for the services of the Department of Communities and Justice for the appropriation year.

Note— The appropriation, together with funds from other sources, is intended to fund—

- (a) expenses to the sum of \$21,933,946,733, and
- (b) capital expenditure to the sum of \$1,259,745,000.

7 New South Wales Fire Brigades Fund

The sum of \$5,169,000 is appropriated to the Attorney General for payment into the New South Wales Fire Brigades Fund established under the *Fire and Rescue NSW Act 1989*.

Division 4 Customer Service

8 Department of Customer Service

The sum of \$1,910,485,454 is appropriated to the Minister for Customer Service and Digital Government for the services of the Department of Customer Service for the appropriation year.

Note— The appropriation, together with funds from other sources, is intended to fund—

- (a) expenses to the sum of \$2,758,578,002, and
- (b) capital expenditure to the sum of \$135,822,000.

9 Rental Bond Interest Account

The sum of \$68,626,000 is appropriated to the Minister for Customer Service and Digital Government for payment into the Rental Bond Interest Account established under the *Residential Tenancies Act 2010*.

Division 5 Education

10 Department of Education

The sum of \$24,297,244,376 is appropriated to the Deputy Premier for the services of the Department of Education for the appropriation year.

Note— The appropriation, together with funds from other sources, is intended to fund—

- (a) expenses to the sum of \$24,027,037,085, and
- (b) capital expenditure to the sum of \$2,719,525,000.

Division 6 Health

11 Ministry of Health

The sum of \$19,730,177,813 is appropriated to the Minister for Health for the services of the Ministry of Health for the appropriation year.

Note— The appropriations under this section and Part 3, together with funds from other sources, are intended to fund—

- (a) expenses to the sum of \$31,873,089,409, and
- (b) capital expenditure to the sum of \$3,207,202,000.

Division 7 Jobs and Tourism

12 Department of Enterprise, Investment and Trade

The sum of \$1,823,605,227 is appropriated to the Minister for Jobs and Tourism for the services of the Department of Enterprise, Investment and Trade for the appropriation year.

Note— The appropriation, together with funds from other sources, is intended to fund—

- (a) expenses to the sum of \$1,582,331,955, and
- (b) capital expenditure to the sum of \$446,587,000.

Division 8 Planning

13 Department of Planning, Housing and Infrastructure

The sum of \$3,428,871,818 is appropriated to the Minister for Planning and Public Spaces for the services of the Department of Planning, Housing and Infrastructure for the appropriation year.

Note— The appropriation, together with funds from other sources, is intended to fund—

- (a) expenses to the sum of \$4,177,378,743, and
- (b) capital expenditure to the sum of \$75,831,000.

Division 9 Premier's Department

14 Premier's Department

The sum of \$407,362,003 is appropriated to the Premier for the services of the Premier's Department for the appropriation year.

Note— The appropriation, together with funds from other sources, is intended to fund—

- (a) expenses to the sum of \$443,782,743, and
- (b) capital expenditure to the sum of \$17,341,000.

Division 10 Regional NSW

15 Department of Regional NSW

The sum of \$1,185,222,003 is appropriated to the Minister for Regional New South Wales for the services of the Department of Regional NSW for the appropriation year.

Note— The appropriation, together with funds from other sources, is intended to fund—

- (a) expenses to the sum of \$2,426,069,980, and
- (b) capital expenditure to the sum of \$127,371,000.

16 Regional Development Trust Fund

The sum of \$100,000,000 is appropriated to the Minister for Regional New South Wales for payment into the Regional Development Trust Fund established under the *Regional Development Act 2004*.

Division 11 Transport

17 Department of Transport

The sum of \$23,110,768,560 is appropriated to the Minister for Transport for the services of the Department of Transport for the appropriation year.

Note— The appropriation, together with funds from other sources, is intended to fund—

- (a) expenses to the sum of \$24,676,263,137, and
- (b) capital expenditure to the sum of \$9,071,371,000.

Division 12 Treasury

18 Treasury

The sum of \$444,561,181 is appropriated to the Treasurer for the services of Treasury for the appropriation year.

Note— The appropriation, together with funds from other sources, is intended to fund—

- (a) expenses to the sum of \$437,995,770, and
- (b) capital expenditure to the sum of \$25,892,000.

19 Administered items

The sum of \$14,172,807,778 is appropriated to the Treasurer for the purposes of the activities or services administered by the Treasurer on behalf of the State generally for the appropriation year.

Note— The appropriation, together with funds from other sources, is intended to fund expenses to the sum of \$13,994,219,421.

20 NSW Generations Fund

The sum of \$256,089,953 is appropriated to the Treasurer for payment into the NSW Generations (Community Services and Facilities) Fund established under the *NSW Generations Funds Act 2018*.

21 Contingencies in relation to integrity agencies

- (1) The sum of \$20,000,000 is appropriated to the Treasurer for the purposes of contingencies in relation to integrity agencies for the appropriation year.
- (2) In this section—
integrity agency means each of the following—
 - (a) the Audit Office of New South Wales,

- (b) the Independent Commission Against Corruption,
- (c) the Law Enforcement Conduct Commission,
- (d) the New South Wales Electoral Commission,
- (e) the Ombudsman's Office.

22 Special appropriations

- (1) The sum of \$177,899,000 is appropriated to the Treasurer for expenditure related to the Government's conditional offer of an additional 0.5% increase to salary and salary-related allowances for eligible workers.
- (2) The sum of \$322,700,000 is appropriated to the Treasurer for the following that are not otherwise covered by an appropriation under this Act or the *Appropriation (Parliament) Act 2024* for the appropriation year—
 - (a) State contingencies,
 - (b) expenditure related to the Government's election commitments,
 - (c) essential services.

Part 3 Additional appropriation for health-related services

23 Special appropriation to Minister for Health—additional revenue from gaming machine taxes

- (1) The sum of \$637,133,862 is appropriated to the Minister for Health for the services of the Ministry of Health for the appropriation year.
- (2) The sum appropriated is in addition to any other sum appropriated by this Act.

Part 4 Appropriations—special offices

Note— The total amount appropriated for services for the appropriation year in accordance with this part is \$657,408,404.

24 Independent Commission Against Corruption

The sum of \$49,127,162 is appropriated to the Premier for the services of the Independent Commission Against Corruption for the appropriation year.

Note— The appropriation, together with funds from other sources, is intended to fund—

- (a) expenses to the sum of \$43,336,763, and
- (b) capital expenditure to the sum of \$6,235,000.

25 Independent Pricing and Regulatory Tribunal

The sum of \$43,435,481 is appropriated to the Premier for the services of the Independent Pricing and Regulatory Tribunal for the appropriation year.

Note— The appropriation, together with funds from other sources, is intended to fund—

- (a) expenses to the sum of \$45,340,615, and
- (b) capital expenditure to the sum of \$180,000.

26 Judicial Commission of New South Wales

The sum of \$6,577,305 is appropriated to the Attorney General for the services of the Judicial Commission of New South Wales for the appropriation year.

Note— The appropriation, together with funds from other sources, is intended to fund—

- (a) expenses to the sum of \$7,880,861, and
- (b) capital expenditure to the sum of \$250,000.

27 Law Enforcement Conduct Commission

The sum of \$28,748,435 is appropriated to the Premier for the services of the Law Enforcement Conduct Commission for the appropriation year.

Note— The appropriation, together with funds from other sources, is intended to fund—

- (a) expenses to the sum of \$29,665,283, and
- (b) capital expenditure to the sum of \$15,450,000.

28 New South Wales Electoral Commission

The sum of \$192,825,722 is appropriated to the Premier for the services of the New South Wales Electoral Commission for the appropriation year.

Note— The appropriation, together with funds from other sources, is intended to fund—

- (a) expenses to the sum of \$199,027,523, and
- (b) capital expenditure to the sum of \$12,707,000.

29 Office of the Children's Guardian

The sum of \$22,783,711 is appropriated to the Minister for Families and Communities for the services of the Office of the Children's Guardian for the appropriation year.

Note— The appropriation, together with funds from other sources, is intended to fund—

- (a) expenses to the sum of \$63,643,601, and
- (b) capital expenditure to the sum of \$1,439,000.

30 Office of the Director of Public Prosecutions

The sum of \$237,731,534 is appropriated to the Attorney General for the services of the Office of the Director of Public Prosecutions for the appropriation year.

Note— The appropriation, together with funds from other sources, is intended to fund—

- (a) expenses to the sum of \$247,989,523, and
- (b) capital expenditure to the sum of \$4,455,000.

31 Ombudsman’s Office

The sum of \$54,571,245 is appropriated to the Premier for the services of the Ombudsman’s Office for the appropriation year.

Note— The appropriation, together with funds from other sources, is intended to fund—

- (a) expenses to the sum of \$56,832,851, and
- (b) capital expenditure to the sum of \$6,943,000.

32 Public Service Commission

The sum of \$21,607,809 is appropriated to the Premier for the services of the Public Service Commission for the appropriation year.

Note— The appropriation, together with funds from other sources, is intended to fund—

- (a) expenses to the sum of \$31,319,410, and
- (b) capital expenditure to the sum of \$270,000.

Part 5 Commonwealth transfer payments

33 Appropriation for Commonwealth transfer payments

- (1) The sum of \$6,829,600,000 is appropriated to the Treasurer for Commonwealth transfer payments to non-government schools and local government for services for the appropriation year.
- (2) The sum appropriated is in addition to any other sum appropriated by this Act.
- (3) The sum appropriated is subject to the *Government Sector Finance Act 2018*, section 4.11.

Part 6 General

34 Appropriations affected by transfer of functions between Ministers or GSF agencies

A reference to the annual reporting period in the *Government Sector Finance Act 2018*, section 4.9 in relation to the appropriation year is taken to be extended to commence from when the Bill for this Act is introduced in the Legislative Assembly.

35 Payments authorised on lapse of appropriation

An amount is taken to have been expended out of a sum appropriated for a purpose by this Act if the amount—

- (a) was paid for the purpose under the *Government Sector Finance Act 2018*, section 4.10, and
- (b) was paid during the appropriation year and before the date of assent to this Act.

36 Variations to appropriated amounts

- (1) The Treasurer may authorise the payment of a sum for a purpose that is more than the sum appropriated under a part of this Act for the purpose if—
 - (a) the Treasurer is of the opinion that the exigencies of government require the payment, and
 - (b) an equivalent sum is not paid out of the sum appropriated under the part for another purpose.
- (2) The Treasurer may authorise the payment of a sum for a purpose that is more than the sum appropriated under a part of this Act for the purpose if—
 - (a) the Treasurer is of the opinion that the sum appropriated for the purpose is insufficient to enable the purpose to be effectively and efficiently carried out, and
 - (b) an equivalent sum is not paid out of the sum appropriated under the part for another purpose, and
 - (c) the equivalent sum is identified as surplus to the other purpose by the Minister in relation to whom the other purpose is specified.
- (3) It is not relevant for this section that different Ministers may be specified in the part of this Act in relation to each of the purposes to which a variation relates.
- (4) The Treasurer must not authorise a payment under this section that increases salary or wages if the amount of the salary or wages is fixed by law.
- (5) The Treasurer may authorise a payment under this section before or after the payment is made.
- (6) A Minister may appoint the accountable authority for a GSF agency for which the Minister is the responsible Minister to carry out the Minister's functions under subsection (2)(c).
- (7) In this section—

accountable authority and *GSF agency* have the same meanings as in the *Government Sector Finance Act 2018*.

37 Contingencies in relation to integrity agencies

The Treasurer may authorise the payment of a sum appropriated to the Treasurer by this Act for contingencies in relation to integrity agencies if the Treasurer is of the opinion that the sum is reasonably necessary for the integrity agency to effectively and efficiently carry out its functions.

38 Special appropriations

A sum appropriated to the Treasurer by this Act as a special appropriation must be treated, for the purposes of the *Government Sector Finance Act 2018*, section 4.12, as if it were a Treasurer's State contingencies appropriation.

39 Delegation

- (1) The expenditure of money appropriated to the Treasurer by this Act is a delegable function of the Treasurer for the purposes of the *Government Sector Finance Act 2018*, section 9.8 if the appropriation is—
 - (a) for contingencies in relation to integrity agencies, or
 - (b) a special appropriation.
- (2) The function may be delegated to—
 - (a) for contingencies in relation to integrity agencies—
 - (i) the responsible Minister for the relevant integrity agency, or
 - (ii) the accountable authority for the integrity agency, or
 - (b) for a special appropriation—
 - (i) another Minister, or
 - (ii) the accountable authority for a GSF agency, or
 - (iii) a GSF agency that is a person.
- (3) The delegate may subdelegate the function as if it were a delegable function of the delegate.
- (4) Terms in this section have the same meanings as in the *Government Sector Finance Act 2018*.

40 Authorisations and appointments

- (1) The Treasurer must inform the Auditor-General of an authorisation given by the Treasurer under this part.
- (2) The Treasurer may appoint a person to exercise the Treasurer's functions under this part.
- (3) An appointment by the Treasurer or a Minister under this part—
 - (a) may be subject to conditions, and
 - (b) may be revoked at any time.

[Second reading speech made in—
Legislative Assembly on 18 June 2024
Legislative Council on 20 June 2024]