



Victoria

No. 61 of 1987

Appropriation (1987-88, No.1) Act 1987

[Assented to 30 October 1987]

The Parliament of Victoria enacts as follows:

Purpose

1. The purpose of this Act is to appropriate certain sums and supplies.

Commencement

2. This Act shall come into operation on the day on which it receives the Royal Assent.

Definition

3. In this Act—

“Works” means the construction, replacement, renovation, renewal, protection, development or surveying of and maintenance, alterations or improvements to buildings, structures, forests, waterworks or other properties, the purchase of land, buildings or property and the provision, alteration, etc. of furniture, fittings, plant, machinery,

equipment, tools and vehicles and expenditure incidental to those activities.

Application of moneys

4. (1) The Treasurer may issue out of the Consolidated Fund and apply for the recurrent services and the works and purposes specified in the Table to this section set out following section 10, in respect of the financial year 1987-88 the sum of Nine thousand five hundred and sixty one million four hundred and twenty three thousand and two hundred and forty three dollars.

(2) If—

- (a) during the financial year 1987-88 the amount payable in respect of salaries is increased as the result of any Act or determination; and
- (b) the relevant amounts specified in that Table under the heading Recurrent Expenditure are insufficient to provide for the payment of the increased amount payable in respect of salaries—

the Treasurer may issue out of the Consolidated Fund and apply for the recurrent services specified in that Table such amounts not exceeding in total the increased amount payable in respect of salaries and any such amounts shall be and be deemed to be appropriated in and towards the service of the financial year 1987-88 in addition to any other appropriation made by this Act.

(3) In sub-section (2)—

“Salaries” includes wages or other payments in the nature of salary, payments by way of overtime or penalty rates or in lieu of long service leave or for retiring gratuities.

“Determination” includes any regulation or any award order or determination of a person or body authorized to determine minimum salaries or wages under any law of the Commonwealth or of the State.

Supply (1987-88 No. 1) Act to cease

5. (1) On and from the date of commencement of this Act, the *Supply (1987-88 No. 1) Act 1987* shall cease to have effect and shall not authorize the issue and application of any moneys out of the Consolidated Fund after that date.

(2) Notwithstanding anything in the *Supply (1987-88 No. 1) Act 1987*, no money shall by virtue of that Act be expended under the *Sewerage Districts Act 1958* for sewerage works in country districts or under the *Latrobe Valley Act 1958* or the *Dandenong Valley Authority Act 1963* except pursuant to and to the extent authorized by this Act.

Total amount to be issued and applied

6. The total amount that may be issued and applied for or towards the service of the financial year 1987-88 pursuant to this Act and the *Supply (1987-88 No. 1) Act 1987* shall not exceed the sum of Nine thousand five hundred and sixty one million four hundred and twenty three thousand and two hundred and forty three dollars and the amounts to be applied for the recurrent services and works and

purposes specified in the Table to section 4 for that year pursuant to this Act shall not exceed the amounts specified in that Table.

Appropriation

7. (1) The sums issued and applied by this Act whether expended under this Act or pursuant to the powers conferred by the *Supply (1987-88 No. 1) Act 1987* amounting to Nine thousand five hundred and sixty one million four hundred and twenty three thousand and two hundred and forty three dollars are appropriated and shall be deemed to have been appropriated for the recurrent services and works and purposes specified in the Table to section 4 in and towards the service of the financial year 1987-88.

(2) To the extent that the authorities in Items 5561 and 5562 of Program 726 in the Table to section 4 are not otherwise utilised, the Governor in Council may, if the Treasurer considers it necessary, by Order increase by transfer of any part of those authorities the authority in an Item of works and services expenditure in any other Program in the Table.

(3) Every Order by which an increase under sub-section (2) is made shall be delivered to the Auditor-General and particulars of such transfer shall be included in the statement of expenditure for the financial year 1987-88 prepared by the Treasurer pursuant to section 46 of the *Audit Act 1958*.

Public Account Act Treasurer's Advance

8. The sums specified in the Table to this section set out following the Table to section 4 which by the authority of section 16 of the *Public Account Act 1958* have been expended from the Public Account to meet urgent claims are hereby deemed to have been appropriated from the Consolidated Fund for the recurrent services and the works and purposes specified in the Table to this section and those sums shall be re-paid to the Public Account.

Treasurer's Advance

9. The sums specified in the Table to this section set out following the Table to section 8 have been expended to meet urgent claims out of the Advance to the Treasurer appropriated in the *Appropriation (1986-87 No. 1) Act 1986* under Program No. 729 and the payments so made shall be deemed to have been appropriated for the purposes and services specified in the Table to this section.

Alterations to Proportions Assigned

10. (1) If in the opinion of the Treasurer it is necessary to alter the proportions assigned to the particular subdivisions of programs comprised under any Department in the Table to section 4 it shall be lawful for the Treasurer to determine that there may be applied in aid of any subdivision of a program that is deficient a further limited sum out of any surplus arising within the equivalent subdivision of any other program under the same Department and particulars of such transfers shall be included in the statement of expenditure for the financial

year 1987-88 prepared by the Treasurer pursuant to section 46 of the *Audit Act* 1958.

- (2) For the purposes of this section and of section 25 of the *Audit Act* 1958—
 - (a) the appropriations under the heading "Recurrent Expenditure" within a program are a subdivision of that program; and
 - (b) the appropriations under the heading "Works and Services Expenditure" within a program are a subdivision of that program.