

TASMANIA

**FINANCIAL MANAGEMENT (CONSEQUENTIAL
AND TRANSITIONAL PROVISIONS) BILL 2017**

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FINANCIAL MANAGEMENT (CONSEQUENTIAL AND TRANSITIONAL PROVISIONS) BILL 2017

This Public Bill originated in the House of Assembly, and, having this day passed, is now ready for presentation to the Legislative Council for its concurrence.

SHANE DONNELLY, *Clerk of the House*
14 March 2017

*(Brought in by the Treasurer, the Honourable Peter Carl
Gutwein)*

A BILL FOR

**An Act to amend certain legislative instruments
consequent on the enactment of the *Financial Management
Act 2016***

Be it enacted by Her Excellency the Governor of Tasmania, by
and with the advice and consent of the Legislative Council and
House of Assembly, in Parliament assembled, as follows:

1. Short title

This Act may be cited as the *Financial
Management (Consequential and Transitional
Provisions) Act 2017*.

2. Commencement

This Act commences on the day on which Part 2
of the *Financial Management Act 2016*
commences.

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3. Consequential Amendments

The legislation specified in Schedule 1 is amended as specified in that Schedule.

4. Repeal of Act

This Act is repealed on the three hundred and sixty fifth day from the day on which this Act commences.

SCHEDULE 1 – CONSEQUENTIAL AMENDMENTS

Section 3

Aboriginal Lands Act 1995

1. Section 17 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Aboriginal Relics Act 1975

1. Section 22(1) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Acts Interpretation Act 1931

1. Section 45(1) is amended as follows:
 - (a) by omitting “Consolidated Fund” from the definition of *Appropriation Act* and substituting “Public Account”;
 - (b) by omitting the definition of *the Consolidated Fund*;
 - (c) by omitting “Consolidated Fund” from the definition of *financial year* and substituting “Public Account”;
 - (d) by omitting “of the State established under the *Public Account Act 1986*” from the definition of *the Public Account* and

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substituting “established under the
Financial Management Act 2016”;

- (e) by omitting “assigned;” from the definition of *the responsible Department* and substituting “assigned.”;
- (f) by omitting the definition of *the Special Deposits and Trust Fund*.

***Agricultural and Veterinary Chemicals (Control of Use) Act
1995***

1. Section 46I is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Animal (Brands and Movement) Act 1984

1. Section 29F is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Animal Farming (Registration) Act 1994

1. Section 13(5)(a) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
2. Section 14(9)(a) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

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Animal Health Act 1995

1. Section 91G is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Animal Welfare Act 1993

1. Section 47(1) is amended by omitting “Special Deposits and Trust Fund” and substituting “Public Account”.

***Asbestos-Related Diseases (Occupational Exposure)
Compensation Act 2011***

1. Section 162(3)(b) is amended by omitting “Consolidated Revenue” and substituting “the Public Account”.

Audit Act 2008

1. Section 4 is amended as follows:
 - (a) by omitting the definition of *agency* from subsection (1) and substituting the following definition:

agency means an Agency specified in
Part 1 or 2 of Schedule 1 to the
Financial Management Act 2016;
 - (b) by omitting “*Public Account Act 1986*” from the definition of *Public Account* in

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- subsection (1) and substituting
“*Financial Management Act 2016*”;
- (c) by omitting “*Financial Management and Audit Act 1990*” from paragraph (c) of the definition of *written law* in subsection (1) and substituting “*Financial Management Act 2016*”;
- (d) by omitting from subsection (2) “*Financial Management and Audit Act 1990*” and substituting “*Financial Management Act 2016*”.
2. Section 16(2) is amended by omitting “annual report in accordance with section 26F of the *Financial Management and Audit Act 1990*” and substituting “annual financial report in accordance with section 40 of the *Financial Management Act 2016*”.
3. Section 27(3) is amended by omitting “accountable authority may refer the dispute to the Government Prices Oversight Commission established under section 9 of the *Government Prices Oversight Act 1995* and that Commission is to determine the amount of the fee to be paid” and substituting “the matter is to be referred to arbitration under the *Commercial Arbitration Act 2011* as if there were a request for the dispute to be referred to arbitration under that Act”.
4. Schedule 1 is amended as follows:

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- (a) by omitting from clause 1(2) “or the *Financial Management and Audit Act 1990*”;
- (b) by omitting from clause 2(3) “Consolidated Fund” and substituting “Public Account”;
- (c) by omitting from clause 4(4) “Consolidated Fund” and substituting “Public Account”.

Australian Consumer Law (Tasmania) Act 2010

- 1. Section 44(3)(c) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Bail Act 1994

- 1. Section 16(1) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
- 2. Section 17(1) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
- 3. Section 18 is amended as follows:
 - (a) by omitting from paragraph (b) “Consolidated Fund” and substituting “Public Account”;

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- (b) by omitting “Consolidated Fund” second occurring and substituting “Public Account”.

Beauty Point Landslip Act 1970

1. Section 13 is amended as follows:

- (a) by omitting from subsection (7) “the Special Deposits and Trust Fund” and substituting “the Public Account”;
- (b) by omitting from subsection (9) “under the *Public Account Act 1986* of the sum deposited in the Special Deposits and Trust Fund” and substituting “of the sum, referred to in subsection (7), deposited in the Public Account”.

2. Section 18(1) is amended by omitting “Consolidated Revenue” and substituting “Public Account”.

Building and Construction Industry Training Fund Act 1990

1. Section 10(3) is amended by omitting “regulations made under the *Financial Management and Audit Act 1990*” and substituting “Treasurer’s Instructions made under the *Financial Management Act 2016*”.

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Cat Management Act 2009

1. Section 39(7)(b) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Charter of Budget Responsibility Act 2007

1. Schedule 1 is amended as follows:
 - (a) by omitting “Consolidated Fund” from the definition of *budget papers* in clause 2(1) of Part 2 and substituting “Public Account”;
 - (b) by inserting the following definition after the definition of *report* in clause 2(1) of Part 2:

revised estimates report means the revised estimates report published by the Treasurer under section 36 of the *Financial Management Act 2016*;
 - (c) by omitting the definitions of *Treasurer's annual report* and *Treasurer's half-yearly report* from clause 2(1) of Part 2 and substituting the following definition:

Treasurer's annual report means the annual financial report prepared by the Treasurer under section 40 of the *Financial Management Act 2016*.

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- (d) by omitting from clause 10(2) of Part 5 “Treasurer’s half-yearly report” and substituting “revised estimates report”;
- (e) by omitting from clause 10(3) of Part 5 “Treasurer’s half-yearly report” and substituting “revised estimates report”;
- (f) by omitting from clause 16 of Part 7 “Treasurer’s half-yearly report” and substituting “revised estimates report”.

Children, Young Persons and Their Families Act 1997

- 1. Section 72(5) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Civil Process Act 1870

- 1. Section 4 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Closer Settlement Act 1957

- 1. Section 3 is amended by omitting the definition of *Loan Fund*.
- 2. Section 43(a) is amended by omitting “Loan Fund” and substituting “Public Account”.

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Commissioner for Corporate Affairs Act 1980

1. Section 6C is amended by omitting “Consolidated Revenue Fund” and substituting “Public Account”.

Commissions of Inquiry Act 1995

1. Section 39 is amended by omitting “Consolidated Fund” twice occurring and substituting “Public Account”.

***Commonwealth Places (Mirror Taxes Administration) Act
1999***

1. Section 16 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Constitution Act 1934

1. Section 32(4) is amended by omitting “*Public Account Act 1986*” from the definition of *Public Account* and substituting “*Financial Management Act 2016*”.
2. Section 36 is amended by omitting “Consolidated Fund” from the definition of *Appropriation Act* and substituting “Public Account”.

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3. Section 39(a) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
4. Section 40(a) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
5. Section 42(1)(a) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Corrections Regulations 2008

1. Regulation 17(6) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Crime (Confiscation of Profits) Act 1993

1. Section 79 is amended as follows:
 - (a) by omitting from subsection (2) “Special Deposits and Trust Fund” and substituting “Public Account”;
 - (b) by omitting from subsection (6) “Consolidated Fund” and substituting “Public Account”.
2. Section 188(2) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

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Criminal Code Act 1924

1. Section 388A(7) is amended by omitting “a trust account established under section 13(2) of the *Public Account Act 1986*” and substituting “an account established in the Public Account”.

Crown Lands Act 1976

1. Section 48A is amended as follows:
 - (a) by omitting “required;” from the definition of *Property Sales Group* and substituting “required.”;
 - (b) by omitting the definition of *the Special Deposits and Trust Fund*.
2. Section 48B(1) is amended by omitting “Special Deposits and Trust Fund a fund” and substituting “Public Account an account”.
3. Section 48C is amended by omitting “Consolidated Fund” and substituting “Public Account”.
4. Clause 8 of Schedule 2 is amended by omitting “Loan Fund” and substituting “Public Account”.

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Crown Proceedings Act 1993

1. Section 11(5) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Director of Public Prosecutions Act 1973

1. Section 5A is amended as follows:
 - (a) by omitting from subsection (3) “Consolidated Fund” and substituting “Public Account”;
 - (b) by omitting from subsection (4) “Consolidated Fund” and substituting “Public Account”.
2. Section 6(2) is amended by omitting “Consolidated Revenue” and substituting “Public Account”.

Economic Regulator Act 2009

1. Section 19 is amended as follows:
 - (a) by omitting from subsection (2) “Special Deposits and Trust Fund” and substituting “Public Account”;
 - (b) by omitting from subsection (3) “Special Deposits and Trust Fund” and substituting “Public Account”.

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2. Section 21(3) is amended by omitting “*Financial Management and Audit Act 1990*” and substituting “*Financial Management Act 2016*”.

***Education and Care Services National Law (Application) Act
2011***

1. Section 5(2) is amended as follows:
- (a) by omitting paragraph (b);
 - (b) by omitting paragraph (d) and substituting the following paragraph:

(d) *Financial Management Act 2016*;

Electoral Act 2004

1. Section 18(2) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
2. Section 86(5) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
3. Section 240 is amended by omitting “Consolidated Fund” twice occurring and substituting “Public Account”.
4. Section 241 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

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5. Clause 5(3) of Schedule 1 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Electricity Industry Safety and Administration Act 1997

1. Section 95 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Electricity Supply Industry Act 1995

1. Section 121(5) is amended by omitting “Special Deposits and Trust Fund” and substituting “Public Account”.

Employment Incentive Assistance Act 1984

1. Section 3(1) is amended by omitting “*Financial Management and Audit Act 1990*” from the definition of *employer* and substituting “*Audit Act 2008*”.

***Employment Incentive Scheme (Payroll Tax Rebate) Act
2009***

1. Section 5 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Environmental Management and Pollution Control Act 1994

1. Section 71(b) is amended as follows:

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- (a) by omitting “Consolidated Fund” twice occurring and substituting “Public Account”;
- (b) by omitting “without further appropriation than this section”.

Farm Water Development Act 1985

1. Section 12(a) is amended by omitting “Loan Fund” and substituting “Public Account”.

Fire Damage Relief Act 1967

1. Section 24 is repealed.
2. Section 25 is amended by omitting “Trust Fund (which, to the necessary extent, is appropriated accordingly)” and substituting “account, kept for the purposes of this Act, in the Public Account”.

Fire Service Act 1979

1. Section 7 is amended as follows:
 - (a) by omitting from subsection (3)(e) “*Public Account Act 1986*” and substituting “*Financial Management Act 2016*”;
 - (b) by omitting from subsection (4) “*Public Account Act 1986*” and substituting “*Financial Management Act 2016*”.

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2. Section 102(8) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Food Act 2003

1. Section 123(b) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Forest Practices Act 1985

1. Section 4R(3) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
2. Section 4S is amended as follows:
 - (a) by omitting from subsection (6) “Consolidated Fund” and substituting “Public Account”;
 - (b) by omitting from subsection (7) “Consolidated Fund” and substituting “Public Account”.

***Fruit and Nut Industry (Research, Development and
Extension Trust Fund) Act 2012***

1. Section 3 is amended by omitting the definition of *FNRDE Account* and substituting the following definition:

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FNRDE Account means the account
continued under section 4(1);

2. Section 4 is amended by omitting subsection (1) and substituting the following subsection:
 - (1) The account continued under this section, as in force immediately before the commencement of section 9 of the *Financial Management Act 2016*, as the Fruit and Nut Research, Development and Extension Trust Fund is continued as an account, of the same name, in the Public Account.

Government Business Enterprises (Sale) Act 2003

1. Section 38 is amended as follows:
 - (a) by omitting from subsection (1) “Consolidated Fund” and substituting “Public Account”;
 - (b) by omitting from subsection (2) “Consolidated Fund” and substituting “Public Account”.

Government Business Enterprises Act 1995

1. Section 45(6) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

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2. Section 47 is amended as follows:

- (a) by omitting from subsection (5) “Consolidated Fund” and substituting “Public Account”;
- (b) by omitting from subsection (6) “Consolidated Fund” and substituting “Public Account”.

3. Section 68(1) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

4. Section 72(3) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

5. Section 75(4) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

6. Section 78(1) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

7. Section 79 is amended as follows:

- (a) by omitting from subsection (3)(i) “Consolidated Fund” and substituting “Public Account”;

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- (b) by omitting from subsection (4)
“Consolidated Fund” and substituting
“Public Account”.
8. Section 80(1) is amended by omitting
“Consolidated Fund” twice occurring and
substituting “Public Account”.
9. Section 81(5) is amended by omitting
“Consolidated Fund” and substituting “Public
Account”.
10. Section 87 is amended by omitting
“Consolidated Fund” and substituting “Public
Account”.
11. Section 88(1) is amended by omitting
“Consolidated Fund” twice occurring and
substituting “Public Account”.
12. Section 89(5) is amended by omitting
“Consolidated Fund” and substituting “Public
Account”.
13. Section 113(1) is amended by omitting
“Consolidated Fund” and substituting “Public
Account”.

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Governor of Tasmania Act 1982

1. Section 10 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

***Health Practitioner Regulation National Law (Tasmania)
Act 2010***

1. Section 7 is amended as follows:
 - (a) by inserting “, or provisions of Acts,” after “following Acts”;
 - (b) by omitting paragraph (c) and substituting the following paragraph:
 - (c) sections 13, 14, 15, 16, 50, 51, 56, 57, 58 and 59 and Parts 4 and 5 of the *Financial Management Act 2016*;

2. Section 20(5) is amended by omitting “or section 27(2) of the *Financial Management and Audit Act 1990*”.

Homes (Sale of Mortgages) Act 1993

1. Section 7(1) is amended by omitting “in the Special Deposits and Trust Fund” and substituting “in the Public Account”.

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Homes Act 1935

1. Section 8(2) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
2. Section 8A(7) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
3. Section 9(3) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
4. Section 18C(3) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
5. Section 18D(4) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
6. Section 46(3) is amended as follows:
 - (a) by omitting from paragraph (a) “Consolidated Revenue” and substituting “Public Account”;
 - (b) by omitting from paragraph (b) “Consolidated Revenue” and substituting “Public Account”.

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Industrial Relations Act 1984

1. Section 95 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Inland Fisheries Act 1995

1. Section 17(2) is amended by omitting “*Financial Management and Audit Act 1990*” and substituting “*Financial Management Act 2016*”.
2. Section 122 is amended by omitting “Consolidated Fund” and substituting “Public Account”.
3. Section 152(6) is amended by omitting “Consolidated Fund without further appropriation other than this section” and substituting “Public Account”.

Integrity Commission Act 2009

1. Section 86 is amended by omitting “Consolidated Fund” twice occurring and substituting “Public Account”.

Irrigation Clauses Act 1973

1. Section 72 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

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Judges' Contributory Pensions Act 1968

1. Section 9 is amended as follows:

- (a) by omitting subsection (1) and substituting the following subsection:

(1) The account, called the Judges' Pension Fund, established under this section before the commencement of section 9 of the *Financial Management Act 2016*, is continued as an account, of the same name, in the Public Account.

- (b) by omitting from subsection (2) "Consolidated Fund" and substituting "account in the Public Account";

- (c) by omitting from subsection (3) "Consolidated Fund" and substituting "account in the Public Account".

Justices Act 1959

1. Section 138(2) is amended by omitting "Consolidated Fund" and substituting "Public Account".

2. Section 143 is amended as follows:

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- (a) by omitting from subsection (1) “Consolidated Fund” and substituting “Public Account”;
- (b) by omitting from subsection (4) “Consolidated Fund” and substituting “Public Account”;
- (c) by omitting from subsection (5) “Consolidated Fund” and substituting “Public Account”.

Lakes Sorell and Crescent Conservation Act 1901

1. Section 9 is amended as follows:

- (a) by omitting from subsection (1) “Consolidated Revenue Fund” and substituting “Public Account”;
- (b) by omitting from subsection (2) “Consolidated Revenue Fund” and substituting “Public Account”.

Land Acquisition Act 1993

- 1.** Section 17(b) is amended by omitting “Special Deposits and Trust Fund.” and substituting “Public Account.”.
- 2.** Section 46 is amended as follows:
 - (a) by omitting from subsection (1) “an account in the Special Deposits and Trust

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Fund under section 17” and substituting
“an account kept in the Public Account
in accordance with section 17”;

- (b) by omitting from subsection (4)(a) “an account in the Special Deposits and Trust Fund” and substituting “an account kept in the Public Account in accordance with section 17”;
- (c) by omitting from subsection (5) “an account in the Special Deposits and Trust Fund” and substituting “an account kept in the Public Account in accordance with section 17”.

Land Titles Act 1980

1. Section 50(10) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
2. Section 157(3) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
3. Section 166 is amended as follows:
 - (a) by omitting from subsection (1) “Consolidated Fund” and substituting “Public Account”;

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- (b) by omitting from subsection (2) “Consolidated Fund” and substituting “Public Account”;
- (c) by omitting from subsection (3) “Consolidated Fund” and substituting “Public Account”.

Lawrence Vale Landslip Act 1961

1. Section 10 is amended as follows:

- (a) by omitting from subsection (7) “the Special Deposits and Trust Fund” and substituting “an account in the Public Account”;
- (b) by omitting from subsection (9) “*Public Account Act 1986*” and substituting “*Financial Management Act 2016*”;
- (c) by omitting from subsection (9) “the Special Deposits and Trust Fund” and substituting “the account in the Public Account referred to in subsection (7)”.

2. Section 14(1) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

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Legal Profession Act 2007

1. Section 600 is amended by omitting “*Financial Management and Audit Act 1990*” and substituting “*Financial Management Act 2016*”.

Legislative Council Boundaries Expenses Act 1995

1. Section 3 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Libraries Act 1984

1. Section 24 is amended as follows:
 - (a) by omitting “established” from the definition of *account* in subsection (1) and substituting “continued”;
 - (b) by omitting from subsection (2) “Special Deposits and Trust Fund” and substituting “Public Account”.

Liquor Licensing Act 1990

1. Section 96(2) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
2. Section 97(2) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

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3. Section 223(4) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Litter Act 2007

1. Section 3 is amended by omitting “established” from the definition of *Fund* and substituting “continued”.
2. Section 48(1) is amended by omitting “Special Deposits and Trust Fund” and substituting “Public Account”.

Living Marine Resources Management Act 1995

1. Section 235 is amended by omitting “Consolidated Fund” and substituting “Public Account”.
2. Section 277 is amended by omitting “Consolidated Fund” and substituting “Public Account”.
3. Section 278 is amended as follows:
 - (a) by omitting from subsection (1) “a special trust fund in Treasury” and substituting “an account in the Public Account”;

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- (b) by omitting from subsection (2) “special trust fund” and substituting “account established under subsection (1)”.

Local Government (Highways) Act 1982

- 1. Section 77(6) is amended by omitting “Consolidated Fund” twice occurring and substituting “Public Account”.

Local Government (Rates and Charges Remissions) Act 1991

- 1. Section 5(2) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Local Government Act 1993

- 1. Section 39D(1) is amended as follows:
 - (a) by omitting from paragraph (d) “Consolidated Fund” and substituting “Public Account”;
 - (b) by omitting from paragraph (d) “within the Special Deposits and Trust Fund” and substituting “in the Public Account”;
 - (c) by omitting from paragraph (e) “Consolidated Fund” and substituting “Public Account”.

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Magistrates Court (Civil Division) Act 1992

1. Section 39 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Magistrates Court Act 1987

1. Section 10 is amended as follows:
 - (a) by omitting from subsection (7) “Consolidated Fund” and substituting “Public Account”;
 - (b) by omitting from subsection (8) “Consolidated Fund” and substituting “Public Account”;
 - (c) by omitting from subsection (9) “Consolidated Fund” and substituting “Public Account”.

Marine Farming Planning Act 1995

1. Section 108 is amended by omitting “Consolidated Fund” and substituting “Public Account”.
2. Section 120 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

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Marine and Safety Authority Act 1997

1. Section 46 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Mineral Resources Development Act 1995

1. Section 3 is amended by omitting “established” from the definition of *Rehabilitation Trust Fund* and substituting “continued”.
2. Section 159(1) is amended by omitting “in Treasury a” and substituting “in the Public Account an account called the”.
3. Section 181(1) is amended by omitting “in Treasury a” and substituting “in the Public Account an account called the”.

Monetary Penalties Enforcement Act 2005

1. Section 7 is amended as follows:
 - (a) by omitting from subsection (1) “Consolidated Fund” and substituting “Public Account”;
 - (b) by omitting from subsection (3) “Consolidated Fund” and substituting “Public Account”.

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2. Section 106(4) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

***National Environment Protection Council (Tasmania) Act
1995***

1. Section 58 is amended by omitting “The *Financial Management and Audit Act 1990*” and substituting “Sections 13, 14, 15, 16, 50, 51, 56, 57, 58 and 59 and Parts 4 and 5 of the *Financial Management Act 2016*”.

National Health Funding Administration Act 2012

1. Section 24(1) is amended as follows:
 - (a) by inserting “, or provisions of Acts,” after “Acts”;
 - (b) by omitting paragraph (e) and substituting the following paragraph:
 - (e) sections 13, 14, 15, 16, 50, 51, 56, 57, 58 and 59 and Parts 4 and 5 of the *Financial Management Act 2016*.

National Parks and Reserves Management Act 2002

1. Section 80 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

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2. Section 87(1) is amended by omitting “a special deposit account or trust account established under Part III of the *Public Account Act 1986*” and substituting “an account in the Public Account”.
3. Section 88 is amended as follows:
 - (a) by omitting from subsection (2) “Consolidated Fund” and substituting “Public Account”;
 - (b) by omitting from subsection (3) “In accordance with Part III of the *Public Account Act 1986*, special deposit accounts and trust accounts may be established with respect to” and substituting “An account may be established in the Public Account in respect of”.

Nature Conservation Act 2002

1. Section 63 is amended by omitting “Consolidated Fund” and substituting “Public Account”.
2. Section 72 is amended as follows:
 - (a) by omitting from subsection (1) “a special deposit account or trust account established under Part III of the *Public Account Act 1986*” and substituting “an

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account established in the Public Account”;

- (b) by omitting from subsection (2) “a special deposit account or trust account” and substituting “an account”.

3. Section 74 is amended as follows:

- (a) by omitting “a trust account” from the definition of *special account* in subsection (1) and substituting “an account”;
- (b) by omitting from subsection (2) “Consolidated Fund” and substituting “Public Account”;
- (c) by omitting from subsection (3) “In accordance with Part III of the *Public Account Act 1986*, trust accounts” and substituting “Accounts in the Public Account”.

***Office of Tasmanian Assessment, Standards and
Certification Act 2003***

- 1.** Section 3(1) is amended by omitting “section 23 of the *Financial Management and Audit Act 1990*” from the definition of *Treasurer's Instructions* and substituting “section 51 of the *Financial Management Act 2016*”.

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Parliament House Act 1962

1. Section 5(3) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Passenger Transport Services Act 2011

1. Section 50(1)(c) is amended by omitting “section 23 of the *Financial Management and Audit Act 1990*” and substituting “section 51 of the *Financial Management Act 2016*”.

Payroll Tax Act 2008

1. Schedule 2 is amended by omitting “Schedule 1 to the *Financial Management and Audit Act 1990*” from the definition of *Agency* in clause 7 of Part 4 and substituting “Part 1 or 2 of Schedule 1 to the *Financial Management Act 2016*”.

Petroleum (Submerged Lands) Act 1982

1. Section 129(2) is amended by omitting “Consolidated Fund and may be paid without further appropriation than this subsection” and substituting “Public Account”.

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Pharmacy Control Act 2001

1. Section 12 is amended by omitting “*Financial Management and Audit Act 1990*” and substituting “*Financial Management Act 2016*”.
2. Section 18(2) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
3. Section 20(5) is amended by omitting “or section 27(2) of the *Financial Management and Audit Act 1990*”.

Plant Quarantine Act 1997

1. Section 93(5) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
2. Clause 8(b) of Schedule 2 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Police Offences Act 1935

1. Section 13(3D) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

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2. Section 37ZL(1)(d)(ii) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
3. Section 43 is amended as follows:
 - (a) by omitting from subsection (6) “Consolidated Fund” and substituting “Public Account”;
 - (b) by omitting from subsection (7) “Consolidated Fund” and substituting “Public Account”.
4. Section 44A(3) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
5. Section 62 is amended by omitting “Consolidated Fund” and substituting “Public Account”.
6. Section 69 is amended as follows:
 - (a) by omitting from subsection (1) “Consolidated Fund” and substituting “Public Account”;
 - (b) by omitting from subsection (2) “Consolidated Fund” and substituting “Public Account”.

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Police Service Act 2003

1. Section 90(4) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Port Companies Act 1997

1. Section 17(3) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Powers of Attorney Act 2000

1. Section 11(6) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Private Forests Act 1994

1. Section 24(3) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
2. Section 25 is amended as follows:
 - (a) by omitting from subsection (6) “Consolidated Fund” and substituting “Public Account”;
 - (b) by omitting from subsection (7) “Consolidated Fund” and substituting “Public Account”.

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3. Section 28 is amended as follows:

- (a) by omitting from subsection (3) “Consolidated Fund” and substituting “Public Account”;
- (b) by omitting from subsection (4) “Consolidated Fund” and substituting “Public Account”;
- (c) by omitting from subsection (5) “Consolidated Fund” and substituting “Public Account”.

Professional Standards Act 2005

- 1.** Section 52(3)(b) is amended by omitting “Head of Agency under section 27 of the *Financial Management and Audit Act 1990*” and substituting “accountable authority under section 42 of the *Financial Management Act 2016*”.

Property Agents and Land Transactions Act 2016

- 1.** Section 13(2) is amended by omitting “*Financial Management and Audit Act 1990*” and substituting “*Financial Management Act 2016*”.
- 2.** Section 167(5) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

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Public Accounts Committee Act 1970

1. Section 1A is amended by omitting “Consolidated Fund or an account in the Special Deposits and Trust Fund” from paragraph (a) of the definition of *public sector finances* and substituting “Public Account or an Agency Trust Account”.

Public Health Act 1997

1. Section 174(b) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
2. Section 190(6) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
3. Section 192(3) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

***Public Sector Superannuation Reform (Parliamentary
Superannuation) Regulations 2016***

1. Regulation 5(2)(c) is amended by omitting “*Public Account Act 1986*” and substituting “*Financial Management Act 2016*”.

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Public Trustee Act 1930

1. Section 41 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Public Trusts Act 1882

1. Section 37(2) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Public Works Committee Act 1914

1. Section 15(3) is amended by omitting “section 26E of the *Financial Management and Audit Act 1990*” from the definition of *Treasurer's annual report* and substituting “section 40 of the *Financial Management Act 2016*”.

Racing Regulation Act 2004

1. Section 82(2)(b) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
2. Section 100(2) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

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Rail Company Act 2009

1. Section 37 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Referendum Procedures Act 2004

1. Section 23 is amended by omitting “Consolidated Fund” twice occurring and substituting “Public Account”.

Residential Tenancy Act 1997

1. Section 48R(1) is amended by omitting “Special Deposits and Trust Fund an interest-bearing special deposits account or trust account” and substituting “Public Account an interest bearing account”.

Roads and Jetties Act 1935

1. Section 4 is amended as follows:
 - (a) by omitting from subsection (1) “books of the Treasury a fund” and substituting “Public Account an account”;
 - (b) by omitting from subsection (3) “Consolidated Fund” and substituting “Public Account”;

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- (c) by omitting from subsection (4A) “Consolidated Fund” twice occurring and substituting “Public Account”.

Rosetta Landslip Act 1992

1. Section 5(1)(b)(ii) is amended by omitting “*Public Account Act 1986*” and substituting “*Financial Management Act 2016*”.
2. Section 12 is amended as follows:
 - (a) by omitting from subsection (1) “Special Deposits and Trust Fund established by the *Public Account Act 1986* a fund” and substituting “Public Account an account”;
 - (b) by omitting subsection (6).

Rural Adjustment Act 1995

1. Section 15 is amended by omitting “Special Deposits and Trust Fund” and substituting “Public Account”.

Security and Investigations Agents Act 2002

1. Section 35L is amended by omitting “Consolidated Fund” and substituting “Public Account”.

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Solicitor-General Act 1983

1. Section 5 is amended as follows:
 - (a) by omitting from subsection (5) “Consolidated Fund” and substituting “Public Account”;
 - (b) by omitting from subsection (6) “Consolidated Fund” and substituting “Public Account”;
 - (c) by omitting from subsection (7) “Consolidated Fund” and substituting “Public Account”.
2. Schedule 1 is amended by omitting “Consolidated Fund” from clause 6 of Part 1 and substituting “Public Account”.

State Grants Commission Act 1976

1. Section 11(2) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

State Service Act 2000

1. Section 36 is amended as follows:
 - (a) by omitting from subsection (2) “section 27(1) of the *Financial Management and Audit Act 1990*” and substituting “section

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40(1) of the *Financial Management Act 2016*”;

(b) by omitting from subsection (5) “*Financial Management and Audit Act 1990*” and substituting “*Financial Management Act 2016*”.

2. Section 54(3) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

State Service Regulations 2011

1. Regulation 6(1) is amended by omitting “*Financial Management and Audit Act 1990.*” and substituting “*Financial Management Act 2016.*”.

Stolen Generations of Aboriginal Children Act 2006

1. Section 10(1) is amended by omitting “Special Deposits and Trust Fund” and substituting “Public Account”.

***Strategic Infrastructure Corridors (Strategic and
Recreational Use) Act 2016***

1. Section 95(5)(a) is amended by omitting “consolidated revenue” and substituting “the Public Account”.

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Supreme Court Act 1887

- 1.** Section 3 is amended as follows:
 - (a) by omitting from subsection (3) “Consolidated Revenue” and substituting “Public Account”;
 - (b) by omitting from subsection (3A) “Consolidated Revenue” and substituting “Public Account”.
- 2.** Section 7(4) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
- 3.** Section 8C is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Supreme Court Act 1959

- 1.** Section 4 is amended as follows:
 - (a) by omitting from subsection (6) “Consolidated Fund” and substituting “Public Account”;
 - (b) by omitting from subsection (7) “Consolidated Fund” and substituting “Public Account”;

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- (c) by omitting from subsection (8)
“Consolidated Fund” and substituting
“Public Account”.

Supreme Court Civil Procedure Act 1932

1. Section 194B is amended as follows:
 - (a) by omitting from subsection (1)
“Consolidated Fund” and substituting
“Public Account”;
 - (b) by omitting from subsection (2)
“Consolidated Fund” and substituting
“Public Account”.
2. Section 194F is amended by omitting
“Consolidated Revenue” and substituting “Public
Account”.

TOTE Tasmania (Sale) Act 2009

1. Section 23 is amended by omitting
“Consolidated Fund” and substituting “Public
Account”.

TT-Line Arrangements Act 1993

1. Section 9 is amended as follows:
 - (a) by omitting from subsection (3) “a
special deposit account or trust account
within the Special Deposits and Trust
Fund” and substituting “an account”;

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- (b) by omitting from subsection (6) “a special deposit account or trust account within the Special Deposits and Trust Fund” and substituting “an account”.
- 2. Section 16(3) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
- 3. Section 20 is amended as follows:
 - (a) by omitting from subsection (7) “a special deposit account or a trust account within the Special Deposits and Trust Fund.” and substituting “an account to be established in the Public Account.”;
 - (b) by omitting from subsection (8) “a special deposit account or trust account” and substituting “an account”.

Tamar Valley Power Station Act 2008

- 1. Section 10 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Tasmanian Arts Advisory Board Act 1975

- 1. Section 4 is amended as follows:
 - (a) by omitting from subsection (1) “Loan Fund” and substituting “Public Account”;

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- (b) by omitting from subsection (1) “him out of that Fund” and substituting “the Treasurer out of the Public Account”;
- (c) by omitting from subsection (2) “Consolidated Revenue” and substituting “Public Account”.

Tasmanian Community Fund Act 2005

1. Section 4 is amended as follows:

- (a) by inserting in subsection (1) “as an account in the Public Account” after “existence”;
- (b) by omitting from subsection (3) “Consolidated Fund” and substituting “Public Account”.

Tasmanian Development Act 1983

1. Section 21 is amended as follows:

- (a) by omitting subsection (1) and substituting the following subsection:
 - (1) The Treasurer is to establish in the Public Account such accounts as may from time to time be required by TDR.
- (b) by omitting from subsection (3) “trust accounts and”.

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2. Section 22 is amended as follows:

- (a) by omitting from subsection (1)(a) “Consolidated Fund” and substituting “Public Account”;
- (b) by omitting from subsection (3) “Consolidated Fund” and substituting “Public Account”.

3. Section 23 is amended as follows:

- (a) by omitting from subsection (1) “Consolidated Fund” and substituting “Public Account”;
- (b) by omitting from subsection (2) “Consolidated Fund” and substituting “Public Account”.

4. Section 25(5) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

5. Section 26 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

6. Section 36(9) is amended as follows:

- (a) by omitting “Consolidated Fund” and substituting “Public Account”;

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- (b) by omitting “that Fund” and substituting
“the Public Account”.

7. Schedule 4 is amended by omitting
“Consolidated Fund” from clause 1 of Part III
and substituting “Public Account”.

Tasmanian Health Organisations Act 2011

1. Section 34(1) is amended by omitting “*Financial Management and Audit Act 1990*” and substituting “*Financial Management Act 2016*”.
2. Section 35 is amended as follows:
 - (a) by omitting from subsection (1) “*Financial Management and Audit Act 1990*” and substituting “*Financial Management Act 2016*”;
 - (b) by omitting from subsection (2) “*Financial Management and Audit Act 1990*” and substituting “*Financial Management Act 2016*”;
 - (c) by omitting from subsection (2) “*Financial Management and Audit Act 1990*” second occurring and substituting “*Financial Management Act 2016*”;
 - (d) by omitting from subsection (7)(b) “*Financial Management and Audit Act 1990*” and substituting “*Financial Management Act 2016*”.

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Tasmanian Ports Corporation Act 2005

1. Section 15(3) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Tasmanian Public Finance Corporation Act 1985

1. Section 15 is amended as follows:
 - (a) by omitting from subsection (1) “Consolidated Fund” twice occurring and substituting “Public Account”;
 - (b) by omitting from subsection (2) “Consolidated Fund” and substituting “Public Account”.
2. Section 17 is amended by omitting “*Public Account Act 1986*” and substituting “*Financial Management Act 2016*”.

Taxation Administration Act 1997

1. Section 99 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Taxi and Hire Vehicle Industries Act 2008

1. Section 8(3) is amended by omitting “Special Deposits and Trust Fund” and substituting “Public Account”.

Terrorism (Preventative Detention) Act 2005

1. Section 7(12) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Threatened Species Protection Act 1995

1. Section 44(1) is amended by omitting “a trust account within the Special Deposits and Trust Fund or, if the Treasurer so directs, as more than one such trust account” and substituting “an account in the Public Account or, if the Treasurer so directs, as more than one account in the Public Account,”.

Timber Promotion Act 1970

1. Section 10(3) is amended by omitting “Consolidated Revenue” and substituting “Public Account”.

Tourism Tasmania Act 1996

1. Section 33(5) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
2. Section 34 is amended as follows:
 - (a) by omitting from subsection (5) “Consolidated Fund” and substituting “Public Account”;

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- (b) by omitting from subsection (6) “Consolidated Fund” and substituting “Public Account”.

Traffic Act 1925

1. Section 41F(6) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
2. Section 43(5)(a) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
3. Section 43M is amended as follows:
 - (a) by omitting from subsection (1) “Consolidated Fund” and substituting “Public Account”;
 - (b) by omitting from subsection (2) “Consolidated Fund” and substituting “Public Account”.

Vehicle and Traffic Act 1999

1. Section 59(1) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
2. Section 59A is amended by omitting “Special Deposits and Trust Fund” and substituting “Public Account”.

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Veterinary Surgeons Act 1987

1. Section 57(3) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Victims of Crime Assistance Act 1976

1. Section 2(1) is amended by omitting “established” from the definition of *Fund* and substituting “continued”.
2. Section 11 is amended as follows:
 - (a) by omitting from subsection (1) “Special Deposits and Trust Fund” and substituting “Public Account”;
 - (b) by omitting from subsection (4) “Consolidated Fund” and substituting “Public Account”.
3. Section 13 is amended by omitting “in the Special Deposits and Trust Fund” from the definition of *victims fund*.
4. Section 38(1) is amended by omitting “Special Deposits and Trust Fund.” and substituting “Public Account”.

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Water Management Act 1999

1. Section 22(3) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
2. Section 89(3) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
3. Section 118(2)(a) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
4. Section 178(4)(a) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
5. Section 202 is amended by omitting “Consolidated Fund without further appropriation than this section” and substituting “Public Account”.
6. Section 288 is amended by omitting “Consolidated Fund” and substituting “Public Account”.
7. Section 289 is amended by omitting “Special Deposits and Trust Fund” and substituting “Public Account”.

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Water and Sewerage Corporation Act 2012

1. Section 4 is amended by omitting “*Financial Management and Audit Act 1990*” from the definition of *Auditor-General* and substituting “*Audit Act 2008*”.
2. Section 22(2)(a)(iii) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
3. Section 23(3)(c) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Water and Sewerage Industry Act 2008

1. Section 25 is amended by omitting “*Public Account Act 1986*” and substituting “*Financial Management Act 2016*”.
2. Section 111 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Weed Management Act 1999

1. Section 66(b) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

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Whales Protection Act 1988

1. Section 5 is amended as follows:

- (a) by omitting from subsection (1) “Special Deposits and Trust Fund a trust account” and substituting “Public Account an account”;
- (b) by omitting from subsection (2) “trust”.

Workers Rehabilitation and Compensation Act 1988

1. Section 148 is amended as follows:

- (a) by omitting from subsection (1) “Consolidated Fund” and substituting “Public Account”;
- (b) by omitting from subsection (2) “Consolidated Fund” and substituting “Public Account”;
- (c) by omitting from subsection (3) “Consolidated Fund” twice occurring and substituting “Public Account”;
- (d) by omitting from subsection (4) “Consolidated Fund” and substituting “Public Account”.

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Workers' (Occupational Diseases) Relief Fund Act 1954

- 1.** Section 14(4) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
- 2.** Section 31(3) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
- 3.** Section 33(4) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
- 4.** Section 51 is amended by omitting “Consolidated Fund” and substituting “Public Account”.
- 5.** Section 52(3) is amended by omitting “Consolidated Fund” and substituting “Public Account”.