

TASMANIA

**FINANCIAL MANAGEMENT (FURTHER
CONSEQUENTIAL AMENDMENTS) BILL 2020**

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FINANCIAL MANAGEMENT (FURTHER CONSEQUENTIAL AMENDMENTS) BILL 2020

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*
15 September 2020

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

A BILL FOR

An Act to amend various Acts and statutory rules 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 (Further Consequential Amendments) Act 2020*.

2. Commencement

This Act commences on the day on which this Act receives the Royal Assent.

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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This Act is repealed on the first anniversary of the day on which it commenced.

SCHEDULE 1 – CONSEQUENTIAL AMENDMENTS

Section 3

Biosecurity Act 2019

1. Section 281(2)(m) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Co-operatives National Law (Tasmania) Act 2015

1. Section 9(2) is amended by omitting “Special Deposits and Trust Fund” and substituting “Public Account”.

Corrections Regulations 2018

1. Regulation 19(6) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Cultural and Creative Industries Act 2017

1. Section 23 is amended as follows:
 - (a) by omitting from subsection (1) “Loan Fund” and substituting “Public Account”;
 - (b) by omitting from subsection (1) “Fund” second occurring and substituting “Account”;

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- (c) by omitting from subsection (2) “Consolidated Revenue, or, if at the time of the payment the *Financial Management (Consequential and Transitional Provisions) Act 2017* is in force, out of the”.

Electricity Reform Act 2012

1. Section 23(5) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Explosives Act 2012

1. Section 68(4) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Heavy Vehicle National Law (Tasmania) Act 2013

1. Section 6(1) is amended as follows:
- (a) by inserting “, or provisions of Acts,” after “following Acts”;
 - (b) by omitting paragraph (d) and substituting the following paragraph:
 - (d) sections 13, 14, 15, 16, 50, 51, 56, 57, 58 and 59 and Parts 4 and 5 of the *Financial Management Act 2016*;

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2. Section 23(7) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Macquarie Point Development Corporation Act 2012

1. Section 40 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 (3) “*Financial Management and Audit Act 1990*” twice occurring and substituting “*Financial Management Act 2016*”.
2. Section 45(4) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
3. Section 47(6) is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Marine Safety (Domestic Commercial Vessel National Law Application) Act 2013

1. Section 16 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 (2) “Consolidated Fund” and substituting “Public Account”.

***Parliamentary Salaries, Superannuation and Allowances Act
2012***

- 1. Section 8 is amended by omitting “Consolidated Fund” and substituting “Public Account”.

Public Sector Superannuation Reform Act 2016

- 1. Section 54(2) is amended by omitting “Consolidated Fund” and substituting “Public Account”.
- 2. Section 57(2) is amended as follows:
 - (a) by omitting from paragraph (b) “Consolidated Fund” and substituting “Public Account”;
 - (b) by omitting from paragraph (c) “*Public Account Act 1986*” and substituting “*Financial Management Act 2016*”.

Rail Safety National Law (Tasmania) Act 2012

- 1. Section 7(2) is amended as follows:

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- (a) by inserting “or provisions of Acts” after “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 3 and 4 of the *Financial Management Act 2016*;

TT-Line Arrangements Act 1993

- 1. Section 3 is amended by omitting the definition of *Special Deposits and Trust Fund*.

Tasmanian Museum and Art Gallery Act 2017

- 1. Section 26 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 (3) “*Financial Management and Audit Act 1990*” and substituting “*Financial Management Act 2016*”;
 - (c) by omitting “*Financial Management and Audit Act 1990*” from the definition of *Treasurer's instructions* in subsection (4) and substituting “*Financial Management Act 2016*”.

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Training and Workforce Development Act 2013

1. Section 81 is amended by omitting “*Financial Management and Audit Act 1990*” and substituting “*Financial Management Act 2016*”.

Treasury (Borrowing) Act 2016

1. Section 4(3) is amended by inserting “or the Public Account” after “Consolidated Fund”.

Unclaimed Money Act 2015

1. Section 3 is amended by omitting “section 5 of the *Public Account Act 1986*” from the definition of *Public Account* and substituting “section 9 of the *Financial Management Act 2016*”.
2. Section 27 is amended as follows:
 - (a) by omitting from subsection (1) “Consolidated Fund” and substituting “Public Account”;
 - (b) by omitting from subsection (2) “Consolidated Fund” twice occurring and substituting “Public Account”;
 - (c) by omitting from subsection (3) “Consolidated Fund” and substituting “Public Account”;

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- (d) by omitting from subsection (4) “Consolidated Fund” and substituting “Public Account”.