



New South Wales

Government Sector Finance Amendment (Integrity Agencies) Bill 2024

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This PUBLIC BILL, originated in the LEGISLATIVE COUNCIL and, having this day passed, is now ready for presentation to the LEGISLATIVE ASSEMBLY for its concurrence.

Clerk of the Parliaments,

Legislative Council

2024



New South Wales

Government Sector Finance Amendment (Integrity Agencies) Bill 2024

Act No , 2024

An Act to amend the *Government Sector Finance Act 2018* to make provision about the funding of integrity agencies; to make consequential amendments to other Acts; and for other purposes.

The Legislature of New South Wales enacts—

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1 Name of Act

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This Act is the *Government Sector Finance Amendment (Integrity Agencies) Act 2024*.

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2 Commencement

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This Act commences on a day or days to be appointed by proclamation.

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Schedule 1	Amendment of Government Sector Finance Act 2018 No 55	1
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[1] Section 2.4 GSF agencies		3
Omit section 2.4(1)(e).		4
[2] Section 2.5 Separate GSF agency		5
Insert after section 2.5(1)(c)—		6
(c1) the Law Enforcement Conduct Commission,		7
[3] Part 4, Division 4.2A		8
Insert after Division 4.2—		9
Division 4.2A Appropriations for integrity agencies		10
4.14A Definitions		11
In this division—		12
<i>integrity agency</i> means the following—		13
(a) the Audit Office,		14
(b) the Independent Commission Against Corruption,		15
(c) the Law Enforcement Conduct Commission,		16
(d) the New South Wales Electoral Commission,		17
(e) the Ombudsman’s Office.		18
<i>relevant parliamentary oversight committee</i> means the following—		19
(a) for the Audit Office—the Public Accounts Committee,		20
(b) for the Independent Commission Against Corruption—the Committee on the Independent Commission Against Corruption,		21
(c) for the Law Enforcement Conduct Commission or the Ombudsman’s Office—the Committee on the Ombudsman, the Law Enforcement Conduct Commission and the Crime Commission,		22
(d) for the New South Wales Electoral Commission—the Joint Standing Committee on Electoral Matters or a committee of Parliament designated by the Parliament for this division.		23
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4.14B Notification of proposed budget allocation		29
(1) The Treasurer must give written notice to the head of an integrity agency of the amount proposed to be appropriated for the services of the agency in the next annual Appropriation Act.		30
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(2) If the amount is different from the amount sought for the integrity agency in a budget proposal, the notice must include reasons for the variation.		33
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(3) The Treasurer must also give a copy of the notice to the relevant parliamentary oversight committee.		35
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(4) The Treasurer must give the notice under subsection (1) and the copy of the notice under subsection (3) within 7 days after the Bill for the Act is introduced into the Legislative Assembly.		37
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Schedule 2	Consequential amendments of other Acts	1
2.1	Appropriation Act 2024 No 36	2
	Section 37 Contingencies in relation to integrity agencies	3
	Omit the section.	4
2.2	Electoral Act 2017 No 66	5
	Section 267A	6
	Insert after section 267—	7
	267A Additional functions of relevant parliamentary oversight committee	8
	The functions of the relevant parliamentary oversight committee for the Electoral Commission, within the meaning of the <i>Government Sector Finance Act 2018</i> , Part 4, Division 4.2A, include examining and reporting to both Houses of Parliament about the annual appropriation for the services of the Electoral Commission.	9 10 11 12 13
2.3	Government Sector Audit Act 1983 No 152	14
	Section 57 Functions of Committee	15
	Insert after section 57(1)(c1)—	16
	(c2) to examine and report to the Legislative Assembly about the annual appropriation for the services of the Auditor-General,	17 18
	Note— See the <i>Government Sector Finance Act 2018</i> , section 4.14B(5) which provides for the Committee to examine and report within 3 months after receiving notice under that section of the amount proposed to be appropriated.	19 20 21
2.4	Independent Commission Against Corruption Act 1988 No 35	22
[1]	Section 64 Functions	23
	Insert after section 64(1)(a)—	24
	(a1) to examine and report to both Houses of Parliament about the annual appropriation for the services of the Commission,	25 26
	Note— See the <i>Government Sector Finance Act 2018</i> , section 4.14B(5) which provides for the Joint Committee to examine and report within 3 months after receiving notice under that section of the amount proposed to be appropriated.	27 28 29
[2]	Section 64(1)(b)	30
	Insert “other” after “any”.	31
2.5	Law Enforcement Conduct Commission Act 2016 No 61	32
[1]	Section 131 Functions	33
	Insert after section 131(1)(a)—	34
	(a1) to examine and report to both Houses of Parliament about the annual appropriation for the services of the Commission,	35 36
	Note— See the <i>Government Sector Finance Act 2018</i> , section 4.14B(5) which provides for the Joint Committee to examine and report within 3 months after receiving notice under that section of the amount proposed to be appropriated.	37 38 39

[2] Section 131(1)(b)	1
Insert “other” after “any”.	2
2.6 Ombudsman Act 1974 No 68	3
[1] Section 31B Functions	4
Insert after section 31B(1)(a)—	5
(a1) to examine and report to both Houses of Parliament about the annual appropriation for the services of the Ombudsman,	6 7
Note— See the <i>Government Sector Finance Act 2018</i> , section 4.14B(5) which provides for the Joint Committee to examine and report within 3 months after receiving notice under that section of the amount proposed to be appropriated.	8 9 10
[2] Section 31B(1)(b)	11
Insert “other” after “any”.	12