

FINANCIAL LEGISLATION AMENDMENT BILL 2000

EXPLANATORY NOTES

GENERAL OUTLINE

Short Title

The short title of the Bill is the *Financial Legislation Amendment Bill 2000*.

Policy Objectives of the Bill

The proposed Bill makes minor clarifying and technical amendments to the *Financial Administration and Audit Act 1977*, the *Queensland Treasury Corporation Act 1988* and the *Statutory Bodies Financial Arrangements Act 1982*.

Reasons for the Objectives and how they will be Achieved

The *Financial Administration and Audit Act 1977* will be amended to enable the Treasurer to delegate operational cash management related powers to an employee or officer of Queensland Investment Corporation or Queensland Treasury Corporation, who has qualifications, experience or standing appropriate to exercise the power. This reflects the recent transfer of the operational cash management function from Treasury to Queensland Treasury Corporation. Operational cash management activities will be undertaken by Queensland Treasury Corporation in consultation with Treasury and Queensland Investment Corporation.

The *Queensland Treasury Corporation Act 1982* will be amended to exclude local government from application of the performance dividend. This amendment was agreed in consultation with local government.

The *Statutory Bodies Financial Arrangements Act 1982* will be amended to clarify the interpretation of section 61 of that Act.

Alternatives to the Bill

With the exception of the amendment to the *Queensland Treasury Corporation Act 1988*, the policy objectives can only be achieved by legislative enactment. The objective of the amendment to the *Queensland Treasury Corporation Act 1988* could be achieved through an exemption given by the Treasurer under the Act. However, the amendment has been agreed in consultation with local government.

Estimated Cost for Government Implementation

The Bill will not result in any cost to government.

Consistency with Fundamental Legislative Principles

The Bill is consistent with fundamental legislative principles.

Consultation

In formulating the proposed Bill, consultation was undertaken with the Department of the Premier and Cabinet, the Department of Communication and Information, Local Government, Planning and Sport, the Department of Education and Queensland Treasury Corporation.

NOTES ON PROVISIONS

Clause 1 provides for the short title of the Act.

Clause 2 provides for the commencement of the Act on a day to be fixed by proclamation.

**PART 2—AMENDMENT OF FINANCIAL
ADMINISTRATION AND AUDIT ACT 1977**

Clause 3 provides that part 2 of the proposed Bill amends the *Financial Administration and Audit Act 1977*.

Clause 4 expands section 109 of the *Financial Administration and Audit Act 1977* to enable the Treasurer to delegate operational cash management related powers to an employee or officer of Queensland Investment Corporation or Queensland Treasury Corporation, who has qualifications, experience or standing appropriate to exercise the power.

PART 3—AMENDMENT OF QUEENSLAND TREASURY CORPORATION ACT 1988

Clause 5 provides that part 3 of the proposed Bill amends the *Queensland Treasury Corporation Act 1988*.

Clause 6 inserts part 3, division 1 heading.

Clause 7 inserts part 3, division 2 heading.

Clause 8 inserts part 3, division 3 heading and new section 19AAA. Section 19AAA provides that part 3, division 3 does not apply to local governments.

Clause 9 inserts part 3, division 4 heading.

PART 4—AMENDMENT OF STATUTORY BODIES FINANCIAL ARRANGEMENTS ACT 1982

Clause 10 provides that part 4 of the proposed Bill amends the *Statutory Bodies Financial Arrangements Act 1982*.

Clause 11 amends section 61 to clarify that the section extends the range of financial arrangements into which a statutory body may enter, with the Treasurer's approval, to financial arrangements other than those which are permitted or may be approved under parts 4 to 6.