

# TREASURER'S ADVANCE AUTHORIZATION ACT

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No. 9 of 1991

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**AN ACT to declare the purposes for which the Treasurer's Advance Account may be applied and to specify a limit for the advances that may be authorized from that account in the financial year commencing on 1 July 1991 and to amend section 4 of the *Treasurer's Advance Authorization Act 1990*.**

[Assented to 20 June 1991.]

The Parliament of Western Australia enacts as follows:

## **Short title**

1. This Act may be cited as the *Treasurer's Advance Authorization Act 1991*.

## **Commencement**

2. This Act shall come into operation on 1 July 1991.

**Interpretation**

3. In this Act, unless the contrary intention appears—

“General Loan and Capital Works Fund” means the Fund of that name referred to in section 7 of the *Financial Administration and Audit Act 1985*;

“local government authorities” means municipalities or regional councils constituted under the *Local Government Act 1960*;

“public authorities” means the Governor in Executive Council, Ministers of the Crown in right of the State, Government Departments, State trading concerns, State instrumentalities, State agencies, and public statutory bodies, corporate or unincorporate, established by or under a law of the State;

“Public Bank Account” means the Account of that name referred to in section 19 of the *Financial Administration and Audit Act 1985*.

“Treasurer” means the Treasurer of the State;

“Treasurer's Advance Account” means the Account of that name referred to in section 8 of the *Financial Administration and Audit Act 1985*; and

“Trust Fund” means the Fund of that name referred to in section 9 of the *Financial Administration and Audit Act 1985*.

**Treasurer's Advance Authorization for 1991-92**

4. (1) The Treasurer is authorized to withdraw sums from the Public Bank Account during the financial year commencing on 1 July 1991 for the purpose of making advances charged to the Treasurer's Advance Account, but the aggregate of—

(a) the sums so advanced; and

- (b) any existing works and services advances,

is not to exceed \$200,000,000.

(2) In calculating the aggregate mentioned in subsection (1) at any point of time in the financial year commencing on 1 July 1991, no account shall be taken of so much of—

- (a) any sum advanced under section 5 (1) (b) or (c); or
- (b) any existing works and services advance,

as has been recouped in that financial year.

(3) In this section—

“existing works and services advance” means so much of any advance made before 1 July 1991 under an enactment corresponding to section 5 (1) (b) or (c) as has not been recouped before 1 July 1991.

### **Authorized purposes of Treasurer's advances**

5. (1) Subject to the *Financial Administration and Audit Act 1985*, the Treasurer shall apply the sums withdrawn from the Public Bank Account under section 4 (1) in the financial year commencing on 1 July 1991 for the following purposes—

- (a) to make payments of an extraordinary or unforeseen nature chargeable against—
  - (i) the Consolidated Revenue Fund; or
  - (ii) the General Loan and Capital Works Fund,

with such expenditure to be charged in that year against the Consolidated Revenue Fund or the General Loan and Capital Works Fund, as the case may require, and to be subsequently submitted to Parliament for appropriation against the Consolidated Revenue Fund or the General Loan and Capital Works Fund;

- (b) to make advances, on such terms as the Treasurer thinks fit, for the temporary financing of works and services of the State or to officers of public authorities including advances—
- (i) to public authorities;
  - (ii) to accounts forming part of the Trust Fund; or
  - (iii) for the purchase of stores,

with such advances to be recouped by charging the specific appropriation of Parliament applicable thereto with the expenditure on those works or services or by recovering the advances from the Trust Fund Accounts or from the officers of public authorities to or on whose account the advances were made;

- (c) to make advances, on such terms as the Treasurer thinks fit, for the temporary financing of works and services undertaken in conjunction with, or on behalf of, other Commonwealth, State or Territory Governments, local government authorities or persons, or by those Governments, authorities or persons on behalf of the State, with such advances to be recovered from the Governments, authorities or persons to or on whose account the advances were made.

(2) The terms of an advance under subsection (1) (b) or (c) may include an obligation to pay interest on the advance at a rate determined by the Treasurer and any such interest received shall be credited to the Consolidated Revenue Fund.

#### **Section 4 of *Treasurer's Advance Authorization Act 1990* amended**

6. Section 4 of the *Treasurer's Advance Authorization Act 1990* is amended in subsection (1) by deleting "\$180,000,000" and substituting the following—

“ \$200 000 000 ”.

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