



TASMANIA

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

**No. 38 of 2020**

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# **FINANCIAL MANAGEMENT (FURTHER CONSEQUENTIAL AMENDMENTS) ACT 2020**

**No. 38 of 2020**

**An Act to amend various Acts and statutory rules  
consequent on the enactment of the *Financial Management  
Act 2016***

**[Royal Assent 27 November 2020]**

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*.

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**2. Commencement**

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

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This Act is repealed on the first anniversary of the day on which it commenced.

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**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 4 and 5 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”.

*[Second reading presentation speech made in:—  
House of Assembly on 15 September 2020  
Legislative Council on 11 November 2020]*