

1980-81-82

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

---

Presented and read a first time, 16 September 1982

(*Treasurer*)

## A BILL

FOR

**An Act to grant financial assistance to the States in connection with expenditure of a capital nature, to make loans to the States and the Northern Territory for welfare housing and to authorize the borrowing of certain moneys by the Commonwealth**

BE IT ENACTED by the Queen, and the Senate and the House of Representatives of the Commonwealth of Australia, as follows:

### Short title

5 1. This Act may be cited as the *States (Works and Housing) Assistance Act* 1982.

### Commencement

2. This Act shall come into operation on the day on which it receives the Royal Assent.

### Grants to States during the year 1982-83

10 3. (1) There is payable to a State specified in column 1 of the Schedule, during the year ending on 30 June 1983, for the purpose of financial assistance in connection with expenditure of a capital nature, the amount specified in

column 2 of the Schedule opposite to the name of that State, less the sum of any amounts paid to that State under section 4 of the *States Grants (Capital Assistance) Act 1981*.

(2) Payments for the purposes of this section shall be made in such amounts and at such times as the Treasurer approves. 5

#### **Advance payments to States for 1983-84**

4. The Treasurer may, during the period of 6 months commencing on 1 July 1983, make payments to a State specified in column 1 of the Schedule, for the purpose of financial assistance in connection with expenditure of a capital nature, of amounts not exceeding in the aggregate the amount specified in column 3 of the Schedule opposite to the name of that State. 10

#### **Loans to States for welfare housing**

5. (1) A State specified in column 1 of the Schedule may, during the year ending on 30 June 1983, notify the Treasurer that, for the purpose of welfare housing, it requires a loan of a specified amount, not being an amount that exceeds the amount specified in column 4 of the Schedule opposite to the name of that State, and, where it does so, the Treasurer may, during that year, authorize the making of that loan by way of financial assistance for expenditure by the State for that purpose. 15

(2) Subject to section 6, loans under sub-section (1) shall be made on such terms and conditions as are specified in the agreement entered into between the Commonwealth and the State in pursuance of the *Housing Assistance Act 1981* in relation to loans, other than any terms and conditions of the agreement relating to the provision of matching funds by the State. 20

(3) Payments for the purposes of this section shall be made in such amounts and at such times as the Treasurer approves. 25

#### **Additional conditions relating to loans to States for welfare housing**

6. (1) In addition to the terms and conditions referred to in sub-section 5 (2), a loan to a State under sub-section 5 (1) is subject to the following conditions: 30

(a) that the State will, from its own resources, expend on welfare housing during the year ending on 30 June 1983 amounts amounting in the aggregate to not less than the sum of the amounts that the State, from its own resources, expended on welfare housing during the year ending on 30 June 1982; and 35

(b) that, as soon as practicable after 30 June 1983, the State will furnish to the Commonwealth a statement showing particulars of the expenditure on welfare housing by the State from its own resources during the year ending on that date and, if the Minister for Social Security so requires, particulars of the expenditure on welfare housing by the State from its own resources during the year ending on 30 June 1982 accompanied by a certificate by a person appointed for the 40

purpose by a Minister of the Crown of the State certifying that, in his opinion, the statement is correct.

(2) If the Minister for Social Security becomes satisfied that a State has not complied with a condition specified in sub-section (1) in relation to a loan—

(a) he shall inform the Treasurer accordingly; and

(b) the Treasurer may give the Treasurer of the State a notice in writing stating that the terms and conditions relating to interest on, and the repayment of, a specified part of the loan, being such part as the Treasurer considers to be appropriate, are to be terms and conditions set out in the notice, being terms and conditions that the Treasurer, having regard to the terms and conditions relating to interest on, and the repayment of, other loans made by the Commonwealth to States, considers to be appropriate,

and, if such a notice is given, it shall have effect accordingly.

#### Loans to the Northern Territory for welfare housing

7. (1) Subject to sub-section (4), the Northern Territory may, during the year ending on 30 June 1983, notify the Treasurer that, for the purpose of welfare housing, it requires a loan of a specified amount, not being an amount that exceeds \$80,419,000, and, where the Northern Territory does so, the Treasurer may, during that year, authorize the making of that loan by way of financial assistance for that purpose.

(2) Subject to section 8, a loan under sub-section (1) shall be made on such terms and conditions as are specified in the agreement entered into between the Commonwealth and the Northern Territory in pursuance of the *Housing Assistance Act* 1981 in relation to loans, other than any terms and conditions of the agreement relating to the provision of matching funds by the Northern Territory.

(3) Payments for the purposes of this section shall be made in such amounts and at such times as the Treasurer approves.

(4) Nothing in this Act, the *Supply Act (No. 2) 1982-83* or the *Appropriation Act (No. 2) 1982-83* shall be taken to authorize—

(a) the payment to the Northern Territory by way of a loan under this section; or

(b) the payment to the Northern Territory out of such of the moneys appropriated by the *Appropriation Act (No. 2) 1982-83* as are specified in item 4 of Division 977 in Schedule 2 to that Act,

of an amount the payment of which would result in the sum of the payments under this section and the payments out of the moneys referred to in paragraph (b) exceeding \$80,419,000.

(5) The Acts specified in sub-section (4) have effect subject to that sub-section.

**Additional conditions relating to loans to the Northern Territory for welfare housing**

**8 (1)** In addition to the terms and conditions referred to in sub-section 7 (2), a loan to the Northern Territory under sub-section 7 (1) is subject to the following conditions:

5

(a) that the Northern Territory will, from its own resources, expend on welfare housing during the year ending on 30 June 1983 amounts amounting in the aggregate to not less than the sum of the amounts that the Northern Territory, from its own resources, expended on welfare housing during the year ending on 30 June 1982; and

10

(b) that, as soon as practicable after 30 June 1983, the Northern Territory will furnish to the Commonwealth a statement showing particulars of the expenditure on welfare housing by the Northern Territory from its own resources during the year ending on that date and, if the Minister for Social Security so requires, particulars of the expenditure on welfare housing by the Northern Territory from its own resources during the year ending on 30 June 1982 accompanied by a certificate by a person appointed for the purpose by a person holding an office referred to in section 34 of the *Northern Territory (Self-Government) Act 1978* certifying that, in his opinion, the statement is correct.

15

20

**(2)** If the Minister for Social Security becomes satisfied that the Northern Territory has not complied with a condition specified in sub-section (1) in relation to a loan—

(a) he shall inform the Treasurer accordingly; and

(b) the Treasurer may give the Treasurer of the Northern Territory a notice in writing stating that the terms and conditions relating to interest on, and the repayment of, a specified part of the loan, being such part as the Treasurer considers to be appropriate, are to be terms and conditions set out in the notice, being terms and conditions that the Treasurer, having regard to the terms and conditions relating to interest on, and the repayment of, other loans made by the Commonwealth to the Northern Territory, considers to be appropriate,

25

30

and, if such a notice is given, it shall have effect accordingly.

**Payments to be made out of Consolidated Revenue Fund or Loan Fund**

35

**9.** Payments to a State or the Northern Territory for the purposes of this Act may be made out of the Consolidated Revenue Fund or the Loan Fund.

**Authority to borrow**

**10. (1)** Subject to sub-section (2), the Treasurer may, during the period commencing on the date of commencement of this Act and ending on 31 December 1983, in accordance with the provisions of the *Commonwealth Inscribed Stock Act 1911*, or in accordance with the provisions of an Act

40

authorizing the issue of Treasury Bills, borrow moneys not exceeding in the aggregate the sum of—

- (a) \$686,600,500;
- (b) an amount equal to the amount that is to be advanced to the States under section 5;
- (c) an amount equal to the amount that is to be advanced to the Northern Territory under section 7; and
- (d) the expenses of borrowing.

10 (2) For the purposes of the application of sub-section (1), the amount specified in paragraph (1) (a) shall be taken to be reduced by the sum of any amounts borrowed by the Treasurer in accordance with sub-section 6 (1) of the *States Grants (Capital Assistance) Act* 1981 for the purposes of making payments to the States in accordance with section 4 of that Act.

#### Application of moneys borrowed

15 11. Moneys borrowed under sub-section 10 (1) shall be issued and applied only for the expenses of borrowing, for the purposes of making payments to the States and the Northern Territory in accordance with this Act and for the purposes of making payments to the Consolidated Revenue Fund in accordance with section 12.

#### 20 Reimbursement of Consolidated Revenue Fund from Loan Fund

25 12. (1) Where an amount has been paid out of the Consolidated Revenue Fund under this Act or under section 4 of the *States Grants (Capital Assistance) Act* 1981, the Minister for Finance may authorize the payment to that Fund, out of the Loan Fund, of an amount not exceeding the amount so paid.

30 (2) In any statement prepared by the Minister for Finance under section 50 of the *Audit Act* 1901, amounts paid to the Consolidated Revenue Fund under sub-section (1) of this section shall not be shown as receipts of that Fund but shall be shown as having reduced the total of the amounts expended from that Fund under this Act and under section 4 of the *States Grants (Capital Assistance) Act* 1981.

#### Appropriation

13. The Consolidated Revenue Fund and the Loan Fund are appropriated as necessary for the purposes of this Act.

---

**SCHEDULE**

Sections 3, 4 and 5

Column 1	Column 2	Column 3	Column 4
State	Amount of grant under sub-section 3 (1)	Maximum aggregate amount of payments under section 4	Maximum amount of loans under section 5
	\$	\$	\$
New South Wales . . . . .	147,938,000	73,969,000	295,876,000
Victoria . . . . .	114,979,000	57,489,500	229,959,000
Queensland . . . . .	60,683,000	30,341,500	121,367,000
South Australia . . . . .	59,643,000	29,821,500	119,285,000
Western Australia . . . . .	42,348,000	21,174,000	84,695,000
Tasmania . . . . .	32,076,000	16,038,000	64,151,000
	457,667,000	228,833,500	915,333,000



