

NORTHERN TERRITORY OF AUSTRALIA

FINANCIAL ADMINISTRATION AND
AUDIT AMENDMENT ACT 1990

No. 26 of 1990

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NORTHERN TERRITORY OF AUSTRALIA

No. 26 of 1990

AN ACT

to amend the *Financial Administration
and Audit Act*

[Assented to 7 June 1990]

BE it enacted by the Legislative Assembly of the Northern Territory of Australia, with the assent as provided by the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, as follows:

1. SHORT TITLE

This Act may be cited as the *Financial Administration and Audit Amendment Act 1990*.

2. COMMENCEMENT

This Act shall come into operation on 1 July 1990.

3. PRINCIPAL ACT

The *Financial Administration and Audit Act* is in this Act referred to as the Principal Act.

4. TRUST ACCOUNTS

Section 6(1)(a) of the Principal Act is amended by inserting after "was opened" the words "or, if appropriate, change the name of a trust account".

5. TREASURER'S WARRANT

Section 18 of the Principal Act is amended -

(a) by omitting paragraph (a) and substituting the following:

"(a) may be a standing authority authorizing expenditure in general terms;

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- (aa) may be limited as to the period during which it may operate to authorize expenditure;"; and
- (b) by omitting from paragraph (d) "exceed" and substituting "be capable of being construed as authorizing, in a financial year, expenditure which exceeds".

6. CONDITIONS FOR WITHDRAWAL OF MONEYS FROM OFFICIAL BANK ACCOUNTS

Section 19 of the Principal Act is amended -

- (a) by omitting "Payment" and substituting "(1) Payment";
- (b) by inserting in paragraph (b) after "or," the words "subject to subsection (2)"; and
- (c) by adding at the end the following:
 - "(2) The Treasurer may, by instrument in writing -
 - (a) nominate a trust account to be a specified trust account; and
 - (b) authorize a payment or payments from a specified trust account the amount or amounts of which would exceed the credit balance of the specified trust account if -
 - (i) the Trust Fund would be in credit after the payment or payments were made; and
 - (ii) the specified trust account would not be in debit for more than 6 months or such earlier period as may be mentioned in the instrument."

7. UNCLAIMED MONEYS

Section 37 of the Principal Act is amended by omitting all the words after "Fund".

8. LOSSES AND WAIVERS

Section 73 of the Principal Act is amended by inserting after subsection (2)(a) the following:

- "(aa) to postpone the right (whether arising under a law of the Territory or otherwise) to payment of a debt, or part of a debt, or the whole or any interest or penalty accruing on or relating to the debt or part, payable to the Territory;".