

**Reprint
as at 1 July 2009**



**Imprest Supply (Second for
2008/09) Act 2008**

Public Act 2008 No 56
Date of assent 12 August 2008
Commencement see section 2

Imprest Supply (Second for 2008/09) Act 2008: repealed, on 1 July 2009, by section 3.

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Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

This Act is administered by the Treasury.

- 9 Authority to exceed net assets confirmed in Appropriation Act 3
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1 Title

This Act is the Imprest Supply (Second for 2008/09) Act 2008.

2 Commencement

This Act comes into force on the day after the date on which it receives the Royal assent.

3 Repeal of this Act

This Act is repealed on the close of 30 June 2009.

4 Purposes

The purposes of this Act are—

- (a) to authorise expenses and capital expenditure to be incurred by the Crown and Offices of Parliament during the financial year ending with 30 June 2009 in advance of appropriation by way of an Appropriation Act; and
- (b) to enable the net asset holdings of departments and Offices of Parliament to exceed the amounts confirmed in the Appropriation (2008/09 Estimates) Act 2008.

5 Interpretation

- (1) In this Act, unless the context otherwise requires,—

2008/09 year means the financial year ending with 30 June 2009

expenses has the meaning given to it by section 2(1) of the Public Finance Act 1989, but also includes expenses and capital expenditure incurred by an intelligence and security department.

- (2) In this Act, unless the context otherwise requires, **asset**, **capital expenditure**, **department**, **financial year**, **intelligence and security department**, **Minister**, **Office of Parliament**, **operating surplus**, **remeasurements**, **Responsible Minister**, and **Vote** have the meanings given to them by section 2(1) of the Public Finance Act 1989.

6 Authority to incur expenses

- (1) Expenses may, during the 2008/09 year, be incurred in advance of appropriation in relation to any Vote.
- (2) Expenses incurred under subsection (1) during the 2008/09 year must not exceed in the aggregate the sum of \$6,350 million.

7 Authority to incur capital expenditure

- (1) Capital expenditure may, during the 2008/09 year, be incurred in advance of appropriation in relation to any Vote.
- (2) Capital expenditure incurred under subsection (1) during the 2008/09 year must not exceed in the aggregate the sum of \$2,300 million.

8 Appropriation required

- (1) All expenses incurred under section 6(1) and all capital expenditure incurred under section 7(1) must be charged in the manner specified in an Appropriation Act for the 2008/09 year.
- (2) Until the coming into force of the Appropriation Act in which that manner is specified, those expenses and that capital expenditure may be incurred during the 2008/09 year as if they had been incurred in accordance with one of the separate appropriations specified in section 7(1) of the Public Finance Act 1989.

9 Authority to exceed net assets confirmed in Appropriation Act

- (1) In this section,—
excess amount means the amount by which the net asset holding of a department or an Office of Parliament, during the 2008/09 year, exceeds the projected balance for that department or Office of Parliament
projected balance means the projected balance of net assets at 30 June 2009 set out in column 9 of Schedule 5 of the Appropriation (2008/09 Estimates) Act 2008.
- (2) The amount of net asset holding in a department (other than an intelligence and security department) or an Office of

Parliament during the 2008/09 year may exceed the projected balance for that department or Office of Parliament.

- (3) However, the aggregate of the excess amounts for all departments and Offices of Parliament together with the total net asset holding of any department that is not listed in Schedule 5 of the Appropriation (2008/09 Estimates) Act 2008 must not exceed \$600 million.
 - (4) For the purposes of subsections (1) and (2), the amount of net asset holding in a department or an Office of Parliament does not include—
 - (a) any operating surplus retained as agreed between the Minister and the Responsible Minister for a department or an Office of Parliament in accordance with section 22(1) of the Public Finance Act 1989 that is not reflected in Schedule 5 of the Appropriation (2008/09 Estimates) Act 2008; or
 - (b) any remeasurement of a department's or an Office of Parliament's reported net asset holding as set out in section 22(2) of the Public Finance Act 1989 that is not reflected in Schedule 5 of the Appropriation (2008/09 Estimates) Act 2008.
 - (5) Subsections (2) and (3) apply despite section 22(3) of the Public Finance Act 1989.
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Notes

1 *General*

This is a reprint of the Imprest Supply (Second for 2008/09) Act 2008. The reprint incorporates all the amendments to the Act as at 1 July 2009, as specified in the list of amendments at the end of these notes.

Relevant provisions of any amending enactments that have yet to come into force or that contain relevant transitional or savings provisions are also included, after the principal enactment, in chronological order.

2 *Status of reprints*

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

3 *How reprints are prepared*

A number of editorial conventions are followed in the preparation of reprints. For example, the enacting words are not included in Acts, and provisions that are repealed or revoked are omitted.

For a detailed list of the editorial conventions, see <http://www.pco.parliament.govt.nz/legislation/reprints.shtml> or Part 8 of the *Tables of Acts and Ordinances and Statutory Regulations, and Deemed Regulations in Force*.

4 Changes made under section 17C of the Acts and Regulations Publication Act 1989

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted. A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
 - indentation
 - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)
- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)

- position of the date of assent (it now appears on the front page of each Act)
- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
 - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
 - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)
- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

**5 *List of amendments incorporated in this reprint
(most recent first)***

Imprest Supply (Second for 2008/09) Act 2008 (2008 No 56): section 3
