

立法會
Legislative Council

LC Paper No. LS80/08-09

**Paper for the House Committee Meeting
on 12 June 2009**

**Legal Service Division Report on
Supplementary Appropriation (2008-2009) Bill**

I. SUMMARY

- 1. Object of the Bill** To provide for the appropriation of \$46,970,775,256.30 for the services of the Government in the financial year that ended on 31 March 2009 in addition to the sum appropriated by the Appropriation Ordinance 2008 (8 of 2008).
- 2. Comments** The Bill is introduced in accordance with the Public Finance Ordinance (Cap. 2) to provide for supplementary appropriation for the specified heads of expenditure approved by the Finance Committee or under the powers delegated by it in the financial year that ended on 31 March 2009. The 37 heads in which there was excess of expenditure over the original appropriation and the amount of excess are specified in the Schedule to the Bill.
- 3. Public Consultation** No public consultation has been carried out.
- 4. Consultation with
LegCo Panel** There is no consultation with any LegCo Panel.
- 5. Conclusion** No difficulties relating to the legal and drafting aspects of the Bill have been identified.

II. REPORT

Object of the Bill

To provide for the appropriation of \$46,970,775,256.30 for the services of the Government in the financial year that ended on 31 March 2009 in addition to the sum appropriated by the Appropriation Ordinance 2008 (8 of 2008).

LegCo Brief Reference

2. No LegCo Brief has been issued.

Date of First Reading

3. 5 June 2009.

Comments

4. At the commencement of each financial year, an Appropriation Ordinance is enacted under section 6 of the Public Finance Ordinance (Cap. 2). The estimates of expenditure for the financial year are, upon enactment of the Appropriation Ordinance, deemed to be approved to the extent provided for in the Appropriation Ordinance and shall have effect from the first day of such financial year.

5. Notwithstanding the provisions of the Appropriation Ordinance, changes may, during the financial year, be made to the approved estimates of expenditure with the approval of the Finance Committee or its delegate in accordance with section 8 of Cap. 2. Such changes may include supplementary provision in approved or new subheads.

6. Section 9 of Cap. 2 provides that if at the close of account for a financial year, it is found that expenditure charged to any head is in excess of the sum appropriated for that head under the Appropriation Ordinance for that financial year, the excess shall be included in a Supplementary Appropriation Bill to be introduced into the Legislative Council as soon as practicable after the close of that financial year.

7. This Bill is introduced in compliance with section 9 of Cap. 2 to provide for supplementary appropriation in respect of the specified heads of expenditure in the financial year that ended on 31 March 2009. The 37 heads in which there was excess of expenditure over the original appropriation and the amount of excess under each

head are specified in the Schedule to the Bill. With the passing of the Bill, the amount of supplementary provision approved by the Finance Committee or its delegate during the financial year in respect of the particular heads of expenditure will receive final legislative approval.

Public Consultation

8. No public consultation has been carried out.

Consultation with LegCo Panel

9. There is no consultation with any LegCo Panel.

Conclusion

10. No difficulties relating to the legal and drafting aspects of the Bill have been identified.

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