

FINANCIAL ADMINISTRATION ACT

CONSOLIDATION OF DELEGATION OF AUTHORITY REGULATIONS

R.R.N.W.T. 1990,c.7(Supp.)

In force September 15, 1992: SI-013-92

(Current to: March 3, 2011)

AS AMENDED BY NORTHWEST TERRITORIES REGULATIONS:

R-075-93

R-045-97

AS AMENDED BY NUNAVUT REGULATIONS:

R-014-2008

In force April 21, 2008

This consolidation is not an official statement of the law. It is an office consolidation prepared for convenience only. The authoritative text of regulations can be ascertained from the *Revised Regulations of the Northwest Territories, 1990* and the monthly publication of Part II of the *Northwest Territories Gazette* (for regulations made before April 1, 1999) and Part II of the *Nunavut Gazette* (for regulations made on or after April 1, 1999).

A copy of a regulation of Nunavut can be obtained from the Territorial Printer at the address below. The *Nunavut Gazette* and this consolidation are also available online at <http://www.justice.gov.nu.ca/english/legislation.html> but are not official statements of the law.

Any registered regulations not yet published in the *Nunavut Gazette* can be obtained through the Registrar of Regulations at the address below.

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GLOSSARY OF TERMS USED IN CONSOLIDATIONS

Miscellaneous

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| c. | means "chapter". |
| CIF | means "comes into force". |
| NIF | means "not in force". |
| s. | means "section" or "sections", "subsection" or "subsections", "paragraph" or "paragraphs". |
| Sch. | means "schedule". |

Citation of Acts

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| R.S.N.W.T. 1988,c.D-22 | means Chapter D-22 of the <i>Revised Statutes of the Northwest Territories, 1988</i> . |
| R.S.N.W.T. 1988,c.10(Supp.) | means Chapter 10 of the Supplement to the <i>Revised Statutes of the Northwest Territories, 1988</i> . (<i>Note: The Supplement is in three volumes.</i>) |
| S.N.W.T. 1996,c.26 | means Chapter 26 of the 1996 Annual Volume of the Statutes of the Northwest Territories. |
| S.Nu. 2002,c.14 | means Chapter 14 of the 2002 Annual Volume of the Statutes of Nunavut. |

Citation of Regulations and other Statutory Instruments

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| R.R.N.W.T. 1990,c.A-1 | means Chapter A-1 of the <i>Revised Regulations of the Northwest Territories, 1990</i> . |
| R-005-98 | means the regulation registered as R-005-98 in 1998. (<i>Note: This is a Northwest Territories regulation if it is made before April 1, 1999, and a Nunavut regulation if it is made on or after April 1, 1999 and before January 1, 2000.</i>) |
| R-012-2003 | means the regulation registered as R-012-2003 in 2003. (<i>Note: This is a Nunavut regulation made on or after January 1, 2000.</i>) |
| SI-005-98 | means the instrument registered as SI-005-98 in 1998. (<i>Note: This is a Northwest Territories statutory instrument if it is made before April 1, 1999, and a Nunavut statutory instrument if it is made on or after April 1, 1999 and before January 1, 2000.</i>) |
| SI-012-2003 | means the instrument registered as SI-012-2003 in 2003. (<i>Note: This is a Nunavut statutory instrument made on or after January 1, 2000.</i>) |

DELEGATION OF AUTHORITY REGULATIONS

1. (1) Subject to subsection (2), a Minister or Deputy Minister may exercise the powers of the Board under subsection 24(2) of the *Financial Administration Act*.

(2) No Deputy Minister shall authorize a write-off of an asset of the Government or a debt or obligation owed to the Government, in whole or in part, that exceeds \$10,000 in amount.

(3) Write-offs must be processed in accordance with the Financial Management Board directives relating to write-off of assets and debts contained in the Financial Administration Manual.

2. The Minister responsible for the administration of the *Social Assistance Act* may exercise the powers of the Board under subsection 25(2) of the *Financial Administration Act* to forgive a debt due to the Commissioner under section 10 of the *Social Assistance Act* where the amount of the debt does not exceed \$500.

3. (1) Subject to subsection (2), a Minister responsible for an item or a Deputy Minister whose Minister is responsible for an item may exercise the powers of the Board under subsection 32.1(1) of the Act to transfer funds among activities set out in the Estimates on which the appropriated item is based.

(2) All transfers of funds made under subsection (1) must be processed in accordance with applicable Financial Management Board directives. R-075-93,s.1; R-045-97,s.1.

4. A Minister or a Deputy Minister may exercise the powers referred to the Board by the Executive Council under paragraph 4(1)(f) of the Act to design or review programs in accordance with guidelines established by the Board. R-045-97,s.1.

5. (1) A Minister or a Deputy Minister may, by directive, in respect of expenditures and disbursements for his or her department, exercise the powers of the Board under section 43 of the Act to fix monetary limits on the authority of

(a) expenditure officers to incur expenditures and to certify those matters referred to in paragraphs 44(1)(a) and 49(2)(a) of the Act; and

(b) accounting officers to certify those matters referred to in paragraphs 44(1)(b) and 49(2)(b) of the Act.

(2) The monetary limits fixed by a Minister or a Deputy Minister under subsection (1) may not exceed those limits established from time to time by the Board. R-045-97,s.1.; R-014-2008,s.2.

6. (1) Where a department supplies property or renders a service to another department or a revolving fund, the Deputy Ministers of the departments affected may, if the designations referred to in subsection (2) have been made in respect of their departments, by agreement, exercise the powers of the Board under section 70 of the Act to

- (a) specify the property or service or classes of property or service that is to be charged;
- (b) fix the rates to be charged for the property or service; and
- (c) specify the fund or account to which the payment of the charges is to be credited.

(2) A Minister may exercise the powers of the Board under section 70 of the Act to designate his or her department as one that may charge for the property it supplies or the service it renders to another department or a revolving fund. R-045-97,s.1.