

Business support payment (JobSaver) – New South Wales

FEDERATION FUNDING AGREEMENT – AFFORDABLE HOUSING, COMMUNITY SERVICES AND OTHER

Table 1: Formalities and operation of Schedule	
Parties	Commonwealth New South Wales (NSW)
Duration	This Schedule is expected to expire by 30 June 2022.
Purpose	<p>This Schedule will reimburse NSW for half the cost of payments made under the NSW business support payment (JobSaver) scheme (the Scheme) to eligible entities with annual aggregated turnover between \$75,000 and \$250 million that have been significantly financially impacted by extended periods of restrictions imposed by public health orders due to COVID-19.</p> <p>Implementation, administration and compliance will be managed by NSW.</p>
Reporting arrangements	<p>NSW will report to the Commonwealth on the take-up of the Scheme for the payment periods the Commonwealth jointly funds via statements of assurance confirming all recipients met the scheme's eligibility criteria outlined in Appendix A. The requirements of the statement of assurance are set out in Appendix B.</p> <p>A statement of assurance will be provided to the Commonwealth as soon as possible after this Schedule is signed. This first statement of assurance will cover payment periods from 18 July 2021 to the end of the month prior to when this Schedule was signed by both parties. Following this, a statement of assurance is to be provided by 15 December 2021. A final statement of assurance will be provided to the Commonwealth at the end of the Scheme to process any final payment adjustments.</p> <p>In addition to the statements of assurance, NSW will provide the Commonwealth with additional, detailed data reporting as set out in Appendix B: Data Reporting Requirements.</p> <p>The Commonwealth may request additional data in writing.</p>
Governance	NSW will be responsible for ensuring the integrity of the Scheme by taking reasonable steps to make sure that recipients meet the eligibility criteria set out in Appendix A.

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<p>Estimated financial contributions</p>	<p>The Commonwealth will reimburse NSW for half the cost of payments made under the Scheme to eligible entities with annual aggregated turnover between \$75,000 and \$250 million.</p> <p>The Commonwealth will jointly fund payments made under the Scheme in relation to payment periods from 18 July to 23 October 2021 only, by when it is expected NSW will have reached 80 per cent full vaccination (16 years and over population). If NSW have not reached 80 per cent full vaccination by 23 October 2021, Commonwealth funding of the Scheme will be extended until the payment period ending 30 October 2021, which will be agreed by the relevant senior state and Commonwealth officials.</p> <p>NSW will meet the costs associated with the administration of the Scheme.</p> <p>Payments to NSW will be made in arrears based on the statements of assurance provided by NSW.</p>
<p>Additional terms</p>	<p>Any changes to the key parameters outlined in Appendix A will need to be agreed by the relevant state and Commonwealth Ministers.</p> <p>Any changes to data reporting requirements outlined in Appendix B will need to be agreed by the relevant senior state and Commonwealth officials.</p> <p>Payments made outside the agreed scheme parameters will not be co-funded by the Commonwealth.</p> <p>Where entities that received a payment are later found by NSW to have been ineligible, NSW will repay the Commonwealth's financial contributions towards those entities with annual aggregated turnover of between \$75,000 and \$250 million, where payments have been recovered. NSW will also repay the Commonwealth half of the value of all voluntary repayments made by eligible entities with annual aggregated turnover between \$75,000 and \$250 million.</p> <p>Repayments to the Commonwealth may be managed by either the Commonwealth reducing a future payment to NSW under this Schedule by the relevant amount, or by the Commonwealth invoicing NSW for the relevant amount.</p> <p>For reference only, the full Scheme guidelines are set out at Attachment A. The guidelines also include information about payments that are not covered by this Schedule.</p>

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The Parties have confirmed their commitment to this Schedule as follows:

Signed for and on behalf of the Commonwealth
of Australia by



The Honourable Josh Frydenberg MP
Treasurer of the Commonwealth of Australia

29 October 2021

Signed for and on behalf of the
State of New South Wales by



The Honourable Matt Kean MP
Treasurer of the State of New South Wales

~~October~~ 2021
9 November 2021

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Appendix A: Key scheme parameters

Commonwealth funding

1. The Commonwealth will jointly fund payments made under the Scheme in relation to payment periods from 18 July to 23 October 2021 only, by when it is expected NSW will have reached 80 per cent full vaccination (16 years and over population).
 - a. If NSW have not reached 80 per cent full vaccination by 23 October 2021, Commonwealth funding of the Scheme will be extended until the payment period ending 30 October 2021, which will be agreed by the relevant senior state and Commonwealth officials.

Business eligibility criteria

2. Applications will open on 26 July 2021 and close after 11:59pm on 18 October 2021.
3. Payments will be made in arrears. Businesses applying for JobSaver will need to nominate the 2-week period in which they first experienced the required decline in turnover on or after 26 June 2021. Once approved, payments will begin from that nominated fortnight. Businesses that nominate a fortnight prior to the commencement of JobSaver on 18 July 2021 will be paid from 18 July 2021.
4. Eligible businesses:
 - a. Must have had an Australian Business Number (ABN) and were operating in New South Wales on 1 June 2021;
 - b. Have an aggregated annual turnover between \$75,000 and \$250 million (inclusive) for the year ended 30 June 2020;
 - c. Include employing and non-employing businesses;
 - d. Include not-for-profits; and
 - e. Exclude certain entities primarily earning passive income (rents, interest, or dividends), government agencies, local governments, banks, and universities.
5. In addition, eligibility for the payment will be based on businesses:
 - a. experiencing a decline in turnover of 30 per cent or more due to the Public Health Order over a minimum 2-week period commencing 26 June 2021, compared to:
 - the same period in 2019, or
 - the same period in 2020, or
 - the 2 weeks immediately prior to any restrictions, 12-25 June 2021 (inclusive);
 - b. Maintaining their headcount, by not taking active steps to end any employment relationships from 13 July 2021 for those businesses that received payments from the first fortnight of the JobSaver scheme, or otherwise from the day before the fortnight that they first experienced the required decline in turnover; and
 - c. At minimum, from 10 September 2021 businesses are required to declare that they continue to meet the eligibility requirements set out at clauses 5.a. and 5.b. to be eligible for ongoing fortnightly payments.

Payment arrangements to eligible businesses

6. For employing businesses, payment amounts will be set at 40 per cent of their weekly payroll for work performed in NSW, with a minimum payment of \$1,500 per week, and a maximum payment of \$100,000 per week.
 - a. From 10 October 2021, payment amounts will be tapered to 30 per cent of weekly payroll, with the minimum payment reduced to \$1,125 per week and the maximum payment reduced to \$75,000 per week.
7. For non-employing businesses, the payment will be set at \$1,000 per week.
 - a. From 10 October 2021, the payment will be reduced to \$750 per week.
 - b. Non-employing businesses are not eligible to apply if persons associated with the business, and who derive income from it, have applied for, or are receiving, a Commonwealth COVID-19 Disaster Payment that provides financial assistance for the

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periods covered by this scheme.

8. Payments will be made fortnightly, in arrears, to eligible businesses.

Appendix B: Data reporting requirements

Statement of assurance

1. NSW will report to the Commonwealth on the take-up of the Scheme for the payment periods the Commonwealth jointly funds via statements of assurance confirming all recipients met the scheme's eligibility criteria outlined in Appendix A.
2. A statement of assurance will be provided to the Commonwealth as soon as practicable after this Schedule is signed. This **initial** statement of assurance will cover payment periods from 18 July 2021 to the end of the month prior to when this Schedule was signed by both parties. Following this, a further statement of assurance is to be provided by **15 December 2021**. A **final** statement of assurance will be provided to the Commonwealth at the end of the Scheme to process any final payment adjustments.
3. The **initial** and **month of December** statements of assurance will include summary statistics on the take-up of the Scheme for the payment periods the Commonwealth jointly funds detailing, at minimum, for eligible entities with an annual aggregated turnover between \$75,000 and \$250 million, the:
 - a. total value of payments made; and
 - b. total number of entities that had an application paid.
4. The **final** statement of assurance will include summary statistics on the take-up of the Scheme for the payment periods the Commonwealth jointly funds detailing, at minimum, for eligible entities with an annual aggregated turnover between \$75,000 and \$250 million, the:
 - a. total value of payments made;
 - b. total number of entities that had an application paid;
 - c. total net value of payments made to entities that were subsequently found to have been ineligible for support under this scheme and total value of payments recovered from these entities; and
 - d. total value of voluntary repayments made by entities to NSW.
5. Data requirements set out at clauses 3 and 4a. and b. are to be provided by fortnightly payment periods.

Daily reporting requirements

6. NSW will provide the Commonwealth with daily reporting on the take-up of the Scheme for the payment periods the Commonwealth jointly funds via summary statistics detailing, at a minimum:
 - a. For entities with annual aggregated turnover between \$75,000 and \$250 million, the number of applications received, applications approved, and applications paid, by:
 - i. Total number of entities; and
 - ii. Total dollar value.

Detailed reporting requirements

7. NSW will provide the Commonwealth a detailed report of the information set out at clauses 8 and 9 as soon as practicable after this Schedule is signed. This **initial** detailed report will cover payment periods from 18 July 2021 to the end of the month prior to when this Schedule was signed by both parties. A **final** detailed report of the information set out at clauses 8 and 9 will be provided to the Commonwealth at the end of the Scheme in relation to the payment periods the Commonwealth jointly funds.
8. The **initial** and **final** detailed reports will include, at minimum, the following information:
 - a. For eligible entities with an annual aggregated turnover between \$75,000 and \$250 million, the number of entities with an application paid, by:
 - i. Entity type (i.e. individual/company/trust/partnerships/not-for-profit/other);
 - ii. Entity size based on annual aggregated turnover;

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- iii. Employing or non-employing entity;
 - iv. Payroll by entity type;
 - v. Headcount decrease (i.e. number of entities that have reported a decrease in headcount);
 - vi. ANZSIC industry code; and
 - vii. Entity postcode.
9. Data requirements set out at clause 8 are to be provided by fortnightly payment periods.