OFFICE OF THE DIRECTOR OF PUBLIC PROSECUTIONS

Section 1: Entity overview and resources

1.1 STRATEGIC DIRECTION STATEMENT

The Office of the Director of Public Prosecutions (DPP) was established under the *Director of Public Prosecutions Act 1983* within the Attorney-General's portfolio. The DPP is headed by a Director appointed for a statutory term of up to seven years.

The role of the DPP is to prosecute offences against Commonwealth law. The DPP is not an investigative agency. It prosecutes cases investigated by other agencies.

The DPP's outcome is to contribute to a fair, safe and just society by delivering an effective, independent prosecution service in accordance with the *Prosecution Policy of the Commonwealth*.

Three strategic themes have been identified for 2018-19 to 2021-22 to achieve this outcome within allocated resources:

- providing an efficient and effective prosecution service;
- · engaging with partner agencies and stakeholders;
- investing in our people.

1.2 **ENTITY RESOURCE STATEMENT**

Table 1.1 shows the total funding from all sources available to the DPP for its operations and to deliver programs and services on behalf of the government.

Table 1.1 is presented on a resourcing (appropriations and cash available) basis, while the budgeted expenses by Outcome 1 table in section 2 and the financial statements in section 3 are presented on an accrual basis.

Table 1.1: Entity resource statement – Budget estimates for 2019-20 as at Budget **April 2019**

	2018-19 (a) Estimated actual \$'000	2019-20 Estimate \$'000
DEPARTMENTAL		
Annual appropriations – ordinary annual services (b)		
Prior year appropriations available	12,165	10,721
Departmental appropriation (c)	75,948	83,636
s74 retained revenue receipts (d)	9,224	10,875
Departmental capital budget (e)	2,118	1,867
Annual appropriations – other services – non-operating (f)		
Equity injection		2,345
Total resourcing for entity	99,455	109,444

	2018-19	2019-20
Average staffing level (number)	390	383

Prepared on a resourcing (appropriations available) basis.

Note: All figures shown above are GST exclusive and may not match figures in the cash flow statement.

- (a) Annual appropriation amounts appearing for 2018-19 do not include the Appropriation Bills (No. 3 and 4) 2018-2019 as they had not been enacted at the time of publication.
- Appropriation Bill (No. 1) 2019-20.
- Excludes departmental capital budget.
- (d) Estimated retained revenue receipts under section 74 of the Public Governance, Performance and Accountability Act 2013.
- (e) Departmental capital budgets are not separately identified in Appropriation Bill (No. 1) and form part of ordinary annual services items. Refer to Table 3.5 for further details. For accounting purposes, this amount has been designated as a 'contribution by owner'.
- Appropriation Bill (No. 2) 2019-20.

1.3 BUDGET MEASURES

Budget measures announced since the 2018-19 Mid-Year Economic and Fiscal Outlook (MYEFO) relating to the DPP are detailed in Budget Paper No. 2 and summarised in Part 1 of Table 1.2.

Table 1.2: Entity 2019-20 Budget measures

Part 1: Measures announced since the 2018-19 Mid-Year Economic and Fiscal Outlook (MYEFO)

,						
	Program	2018-19 \$'000	2019-20 \$'000	2020-21 \$'000	2021-22 \$'000	2022-23 \$'000
Expense measures						
Countering Foreign						
Interference (a)	1.1					
Departmental expenses		_	963	1,519	1,808	1,909
Total expense measures		-	963	1,519	1,808	1,909
Capital measures						
Countering Foreign Interference (a)	1.1					
()	1.1		0.045			
Departmental capital			2,345		_	
Total capital measures		-	2,345	-	_	_

Prepared on a Government Finance Statistics (fiscal) basis.

Part 2: Other measures not previously reported in a portfolio statement

The DPP has no other measures not previously reported in a portfolio statement.

⁽a) The lead entity for this measure is the Department of Home Affairs. The full measure description and package details appear in Budget Paper No. 2 under the Home Affairs portfolio.

Section 2: Outcomes and planned performance

Government outcomes are the intended results, impacts or consequences of actions by the government on the Australian community. Commonwealth programs are the primary vehicle by which government entities achieve the intended results of their outcome statements. Entities are required to identify the programs that contribute to government outcomes over the budget and forward years.

The DPP's outcome is described below together with its related program.

Note

Performance reporting requirements in the Portfolio Budget Statements are part of the enhanced Commonwealth performance framework established by the *Public Governance, Performance and Accountability Act 2013*. It is anticipated the performance criteria described in Portfolio Budget Statements will be read with broader information provided in an entity's corporate plans and annual performance statements – included in annual reports – to provide an entity's complete performance story.

The most recent corporate plan for the DPP can be found at: https://www.cdpp.gov.au/about-us/strategic-directions

The most recent annual performance statement can be found at: https://www.cdpp.gov.au/publications/annual-report-2017-18-commonwealth-director-public-prosecutions

2.1 BUDGETED EXPENSES AND PERFORMANCE FOR OUTCOME 1

Outcome 1: Contribute to a fair, safe and just society by delivering an effective, independent prosecution service in accordance with the *Prosecution Policy of the Commonwealth*.

Budgeted expenses for Outcome 1

Table 2.1 shows how much the DPP intends to spend (on an accrual basis) on achieving Outcome 1, broken down by program and departmental funding sources.

Table 2.1: Budgeted expenses for Outcome 1

	2018-19 Estimated actual \$'000	2019-20 Budget \$'000	2020-21 Forward estimate \$'000	2021-22 Forward estimate \$'000	2022-23 Forward estimate \$'000
Program 1.1: An independent service to prosecute alleged offences against the criminal law of the Commonwealth.					
Departmental expenses					
Departmental appropriation	76,482	83,636	91,896	90,466	83,586
s74 retained revenue receipts (a)	9,224	10,875	10,887	10,586	9,686
Expenses not requiring appropriation in the budget year (b)	3,435	3,767	4,094	4,167	4,733
Total expenses for Outcome 1	89.141	98.278	106.877	105.219	98,005

 <sup>2018-19
 2019-20</sup> Average staffing level (number)
 390
 383

Note: Departmental appropriation splits and totals are indicative estimates and may change in the course of the budget year as government priorities change.

⁽a) Estimated expenses incurred in relation to receipts retained under section 74 of the *Public Governance*, *Performance and Accountability Act 2013*.

⁽b) Expenses not requiring appropriation in the budget year are made up of depreciation and amortisation expenses, audit fees and other services received free of charge.

Performance criteria for Outcome 1

Table 2.2 shows the performance criteria for the program associated with Outcome 1. It also shows how the program is delivered.

Table 2.2: Performance criteria for Outcome 1

	ntribute to a fair, safe and just society by delivering an effective, independent rvice in accordance with the <i>Prosecution Policy of the Commonwealth</i> .
Program 1.1: A Commonwealth	n independent service to prosecute alleged offences against the criminal law of the n.
Delivery	The CDPP delivers a national prosecution service across the following crime types:

Performance information

Year	Performance criteria (a)	Targets
2018-19	Compliance in addressing the terms of the test for prosecution in the Prosecution Policy of the Commonwealth, namely the existence of a prima facie case, reasonable prospects of conviction and that prosecution is required in the public interest, when deciding to commence or continue a prosecution.	Expect to achieve 100%. (Target: 100%)
	Partner agency satisfaction with DPP service delivery. Quantitative and qualitative evidence is gathered about agency satisfaction with DPP service delivery. Characteristics evaluated include: timeliness, relevance to partner agency business, responsiveness and level of communication. The results deliver a comprehensive evidence base to inform continuous improvement.	Expect to achieve 87%. (Target: 90%)
	Prosecution resulting in a conviction. The conviction/finding of guilt rate is calculated by taking the number of defendants convicted as a percentage of defendants convicted or acquitted. The calculation does not include defendants where the DPP discontinued the prosecution against them in its entirety or where a prosecution has commenced and the defendant failed to appear before a court. It does include findings of guilt that do not result in a conviction.	Expect to achieve 97%. (Target 90%)

Table 2.2: Performance criteria for Outcome 1 (continued)

Performance in	formation	
Year	Performance criteria (a)	Targets
2019-20	Compliance in addressing the terms of the test for prosecution in the Prosecution Policy of the Commonwealth, namely the existence of a prima facie case, reasonable prospects of conviction and that prosecution is required in the public interest, when deciding to commence or continue a prosecution.	100% compliance with the Prosecution Policy of the Commonwealth.
	Partner agency satisfaction with DPP service delivery. Quantitative and qualitative evidence is gathered about agency satisfaction with DPP service delivery. Characteristics evaluated include: timeliness, relevance to partner agency, business, responsiveness and level of communication. The results deliver a comprehensive evidence base to inform continuous improvement.	90% partner agency satisfaction.
	Prosecutions resulting in a finding of guilt	
	Total matters: The finding of guilt rate is calculated by taking the total number of defendants found guilty as a percentage of the total number of defendants found guilty or acquitted. The calculation covers both defended matters and matters where the defendant has pleaded guilty. The calculation does not include defendants where the DPP discontinued the prosecution against them in its entirety or where a prosecution has commenced and the defendant failed to appear before the court.	Target: 90% of prosecutions resulting in a finding of guilt.
	<u>Defended matters:</u> The finding of guilt rate is calculated by taking the total number of defendants found guilty in defended matters as a percentage of the total number of defendants found guilty or acquitted in defended matters. A defended matter is a trial on indictment or a summary hearing/summary trial. It does not include defendants where the DPP discontinued the prosecution against them in its entirety or where a prosecution has commenced and the defendant failed to appear before the court.	Target: 70% of defended matters resulting in a finding of guilt.
2020-21 and beyond	As per 2019-20	As per 2019-20
Purpose	To prosecute crimes against Commonwealth law threservice that is responsive to the priorities of our law expartners and that effectively contributes to the safety the maintenance of the rule of law.	enforcement and regulatory

the maintenance of the rule of law.

(a) New or modified performance criteria that reflect new or materially changed programs are shown in italics.

Section 3: Budgeted financial statements

Section 3 presents budgeted financial statements that provide a comprehensive snapshot of entity finances for the 2019-20 budget year, including the impact of budget measures and resourcing on financial statements.

3.1 BUDGETED FINANCIAL STATEMENTS

3.1.1 Differences between entity resourcing and financial statements

There is no material difference between the entity resourcing and financial statements.

3.1.2 Explanatory notes and analysis of budgeted financial statements

Revenue from government in 2019-20 is \$83.636 million, which is an increase of \$7.154 million when compared to 2018-19 (\$76.482 million). The increase is primarily due to the Strengthening Enforcement Capability for Corporate Crime measure as detailed in the 2018-19 Portfolio Additional Estimates Statements, and the Countering Foreign Interference measure.

The DPP is budgeting for a break-even operating result for the budget year and forward estimates after taking into account unfunded depreciation and amortisation expenses.

3.2 **BUDGETED FINANCIAL STATEMENTS TABLES**

Table 3.1: Comprehensive income statement (showing net cost of services) for the period ended 30 June

the period ended 30 June					
	2018-19 Estimated actual \$'000	2019-20 Budget \$'000	2020-21 Forward estimate \$'000	2021-22 Forward estimate \$'000	2022-23 Forward estimate \$'000
EXPENSES					
Employee benefits	47,950	52,036	54,696	52,611	48,836
Suppliers	37,470	42,189	47,801	48,155	44,150
Depreciation and amortisation	3,151	3,483	3,810	3,883	4,449
Other expenses	570	570	570	570	570
Total expenses	89,141	98,278	106,877	105,219	98,005
LESS:					
OWN-SOURCE INCOME					
Own-source revenue					
Sale of goods and rendering of services	9,224	10,875	10,887	10,586	9,686
Other	284	284	284	284	284
Total own-source revenue	9,508	11,159	11,171	10,870	9,970
Total own-source income	9,508	11,159	11,171	10,870	9,970
Net (cost of)/contribution by services	(79,633)	(87,119)	(95,706)	(94,349)	(88,035)
Revenue from government	76,482	83,636	91,896	90,466	83,586
Surplus/(deficit) attributable to the Australian Government	(3,151)	(3,483)	(3,810)	(3,883)	(4,449)
Total comprehensive income/(loss) attributable to the Australian Government	(3,151)	(3,483)	(3,810)	(3,883)	(4,449)
	(0,101)	(0,100)	(-,)	(0,000)	(1,111)
Note: Impact of net cash appropriation a	rrangements				
	2018-19 \$'000	2019-20 \$'000	2020-21 \$'000	2021-22 \$'000	2022-23 \$'000
Total comprehensive income/(loss) excluding depreciation/amortisation expenses previously funded through revenue appropriations	-	-	-	-	
Less depreciation/amortisation expenses previously funded through revenue appropriations (a)	3,151	3,483	3,810	3,883	4,449
Total comprehensive income/(loss) – as per the statement of					
Comprehensive income	(3,151)	(3,483)	(3,810)	(3,883)	(4,449)

 ⁽a) From 2010-11, the government introduced net cash appropriation arrangements. Bill (No.1) revenue appropriations for the depreciation and amortisation expenses of non-corporate Commonwealth entities (and select corporate Commonwealth entities) were replaced with a separate capital budget (the departmental capital budget, or DCB) provided through Bill (No.1) equity appropriations. For information regarding DCBs, see Table 3.5: Departmental capital budget statement.

Table 3.2: Budgeted departmental balance sheet (as at 30 June)

<u> </u>	2018-19 Estimated	2019-20	2020-21 Forward	2021-22 Forward	2022-23 Forward
	actual \$'000	Budget \$'000	estimate \$'000	estimate \$'000	estimate \$'000
ASSETS					
Financial assets					
Cash and cash equivalents	486	486	486	486	486
Trade and other receivables	10,672	8,228	6,873	5,961	6,061
Total financial assets	11,158	8,714	7,359	6,447	6,547
Non-financial assets					
Land and buildings	11,307	16,653	15,645	14,630	13,308
Property, plant and equipment	4,254	4,868	4,063	3,197	2,352
Intangibles	3,031	2,646	2,529	2,420	2,044
Other non-financial assets	2,952	2,952	2,952	2,952	2,852
Total non-financial assets	21,544	27,119	25,189	23,199	20,556
Total assets	32,702	35,833	32,548	29,646	27,103
LIABILITIES					
Payables					
Suppliers	12,825	13,714	12,467	11,555	9,455
Other payables	506	886	1,056	1,056	1,056
Total payables	13,331	14,600	13,523	12,611	10,511
Provisions					
Employee provisions	15,259	16,437	16,437	16,437	18,537
Other provisions	1,159	1,114	836	836	836
Total provisions	16,418	17,551	17,273	17,273	19,373
Total liabilities	29,749	32,151	30,796	29,884	29,884
EQUITY (a)					
Parent entity interest					
Contributed equity	17,453	21,665	23,545	25,438	27,344
Reserves	18,491	18,491	18,491	18,491	18,491
Retained surplus (accumulated deficit)	(32,991)	(36,474)	(40,284)	(44,167)	(48,616)
Total parent entity interest	2,953	3,682	1,752	(238)	(2,781)
Total equity	2,953	3,682	1,752	(238)	(2,781)

Prepared on Australian Accounting Standards basis.

(a) Equity is the residual interest in assets after deduction of liabilities.

Table 3.3: Departmental statement of changes in equity – summary of movement (2019-20 budget year)

	Retained earnings \$'000	Asset revaluation reserve \$'000	Contributed equity/ capital \$'000	Total equity \$'000
Opening balance as at 1 July 2019				
Balance carried forward from previous period Adjustment for changes in accounting policies	(32,991)	18,491 –	17,453 –	2,953 -
Adjusted opening balance	(32,991)	18,491	17,453	2,953
Comprehensive income Other comprehensive income				
Surplus/(deficit) for the period	(3,483)	_	_	(3,483)
Total comprehensive income	(3,483)	_	-	(3,483)
Transactions with owners Contributions by owners				
Equity injection – appropriation	_	_	2,345	2,345
Departmental capital budget	_	-	1,867	1,867
Sub-total transactions with owners	_	_	4,212	4,212
Estimated closing balance as at 30 June 2020	(36,474)	18,491	21,665	3,682
Closing balance attributable to the Australian Government	(36,474)	18,491	21,665	3,682

Table 3.4: Budgeted departmental statement of cash flows (for the period ended 30 June)

,	2018-19 Estimated actual \$'000	2019-20 Budget \$'000	2020-21 Forward estimate \$'000	2021-22 Forward estimate \$'000	2022-23 Forward estimate \$'000
OPERATING ACTIVITIES					
Cash received					
Appropriations	84,805	92,786	99,705	97,529	89,002
Sale of goods and rendering of services	9,224	10,875	10,887	10,586	9,686
Net GST received	3,753	4,169	4,433	4,435	4,170
Total cash received	97,782	107,830	115,025	112,550	102,858
Cash used					
Employees	47,044	50,478	54,526	52,611	46,736
Suppliers	41,282	45,862	48,764	48,783	45,866
s74 External Revenue transferred to the					
Official Public Account	9,224	10,875	10,887	10,586	9,686
Other	432	615	448	570	570
Total cash used	97,982	107,830	114,625	112,550	102,858
Net cash from/(used by) operating	(222)		400		
activities INVESTING ACTIVITIES	(200)		400		
Cash used Purchase of property, plant and					
equipment and intangibles	3,361	4,212	2,280	1,893	1,906
Total cash used	3,361	4,212	2,280	1,893	1,906
Net cash from/(used by) investing	3,301	7,212	2,200	1,033	1,300
activities	(3,361)	(4,212)	(2,280)	(1,893)	(1,906)
FINANCING ACTIVITIES					
Cash received					
Contributed equity	3,561	4,212	1,880	1,893	1,906
Total cash received	3,561	4,212	1,880	1,893	1,906
Net cash from/(used by) financing					
activities	3,561	4,212	1,880	1,893	1,906
Net increase/(decrease) in cash held		-	-	-	-
Cash and cash equivalents at the					
beginning of the reporting period	486	486	486	486	486
Cash and cash equivalents at the end of the reporting period	486	486	486	486	486

Table 3.5: Departmental capital budget statement (for the period ended 30 June)

		<u> </u>			
	2018-19 Estimated actual	2019-20 Budget	2020-21 Forward estimate	2021-22 Forward estimate	2022-23 Forward estimate
	\$'000	\$'000	\$'000	\$'000	\$'000
NEW CAPITAL APPROPRIATIONS					
Capital budget – Bill (No. 1) – DCB	2,118	1,867	1,880	1,893	1,906
Equity injections – Bill (No. 2)	_	2,345	_	_	_
Total new capital appropriations	2,118	4,212	1,880	1,893	1,906
Provided for:					_
Purchase of non-financial assets	2,118	4,212	1,880	1,893	1,906
Total items	2,118	4,212	1,880	1,893	1,906
PURCHASE OF NON-FINANCIAL ASSETS		·	-		
Funded by capital appropriations (a)	_	2,345	_	_	_
Funded by capital appropriation – DCB (b)	3,561	1,867	1,880	1,893	1,906
Funded internally from departmental		4 946			
resources (c)		4,846	_		
Total	3,561	9,058	1,880	1,893	1,906
RECONCILIATION OF CASH USED TO ACQUIRE ASSETS TO ASSET MOVEMENT TABLE					
Total purchases	3,561	9,058	1,880	1,893	1,906
Total cash used to acquire assets	3,561	9,058	1,880	1,893	1,906

Prepared on Australian Accounting Standards basis.

(a) Includes current Bill (No. 2).

(b) Includes purchases from current and previous years' departmental capital budgets (DCBs).

(c) Includes fit-out costs funded from lease incentives.

Table 3.6: Statement of asset movements (2019-20 budget year)

	Buildings \$'000	Other property, plant and equipment \$'000	Computer software and intangibles \$'000	Total \$'000
As at 1 July 2019				
Gross book value	12,958	5,273	3,512	21,743
Accumulated depreciation/amortisation and impairment	(1,651)	(1,019)	(481)	(3,151)
Opening net book balance	11,307	4,254	3,031	18,592
CAPITAL ASSET ADDITIONS Estimated expenditure on new or replacement assets				
By purchase – appropriation equity (a) By purchase – appropriation ordinary annual	2,345	-	-	2,345
services (b)	1,115	712	_	1,867
By purchase – other	3,758	1,088	_	4,846
Total additions	7,258	1,800	-	9,058
Other movements				
Depreciation/amortisation expense	(1,912)	(1,186)	(385)	(3,483)
Total other movements	(1,912)	(1,186)	(385)	(3,483)
As at 30 June 2020				
Gross book value Accumulated depreciation/amortisation and	20,216	7,073	3,512	30,801
impairment	(3,563)	(2,205)	(866)	(6,634)
Closing net book balance	16,653	4,868	2,646	24,167

⁽a) 'Appropriation equity' refers to equity injections appropriations provided through Appropriation Bill (No. 2) 2018-19.
(b) 'Appropriation ordinary annual services' refers to funding provided through Appropriation Bill (No. 1) 2019-20 for depreciation and amortisation expenses, departmental capital budgets or other operational expenses.