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**BILLS SUPPLEMENT**

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**Notification No. B 22** — The Statutes (Miscellaneous Amendments) Bill is hereby published for general information. It was introduced in Parliament on the 21st day of November 2011.

# **Statutes (Miscellaneous Amendments) Bill**

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**Bill No. 22/2011.**

*Read the first time on 21st November 2011.*

A BILL

*i n t i t u l e d*

An Act to amend certain statutes of the Republic of Singapore.

Be it enacted by the President with the advice and consent of the Parliament of Singapore, as follows:

### **Short title and commencement**

1. —(1) This Act may be cited as the Statutes (Miscellaneous Amendments) Act 2011 and shall, with the exception of section 29, come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

(2) Section 29 shall be deemed to have come into operation on 1st July 2010.

## **PART I**

### **AMENDMENTS TO WRITTEN LAWS RELATING TO APPEALS TO HIGH COURT FROM STATUTORY TRIBUNALS**

#### **Amendment of Employment Act**

2. Section 117 of the Employment Act (Cap. 91, 2009 Ed.) is repealed and the following section substituted therefor:

#### **“Right of appeal**

117.—(1) Where any person interested is dissatisfied with the decision or order of the Commissioner, he may, within 14 days after the decision or order, appeal to the High Court from the decision or order.

(2) The procedure governing any such appeal to the High Court shall be as provided for in the Rules of Court.”.

#### **Amendment of Goods and Services Tax Act**

3. Section 54 of the Goods and Services Tax Act (Cap. 117A, 2005 Ed.) is amended by deleting subsection (3) and substituting the following subsection:

“(3) The procedure governing and the costs of any such appeal to the High Court shall be as provided for in the Rules of Court.”.

**Amendment of Income Tax Act**

4. Section 81 of the Income Tax Act (Cap. 134, 2008 Ed.) is amended —

5 (a) by deleting subsection (3) and substituting the following subsection:

“(3) The procedure governing and the costs of any such appeal to the High Court shall be as provided for in the Rules of Court.”; and

(b) by deleting subsection (6).

10 **Amendment of Maintenance of Parents Act**

5. Section 18 of the Maintenance of Parents Act (Cap. 167B, 1996 Ed.) is amended by deleting subsection (3) and substituting the following subsection:

15 “(3) The procedure governing any such appeal to the High Court shall be as provided for in the Rules of Court.”.

**Amendment of Work Injury Compensation Act**

6. Section 29 of the Work Injury Compensation Act (Cap. 354, 2009 Ed.) is amended by deleting subsection (2) and substituting the following subsection:

20 “(2) The procedure governing any such appeal to the High Court shall be as provided for in the Rules of Court.”.

PART II

AMENDMENTS TO WRITTEN LAWS RELATING TO  
QUORUMS OF STATUTORY BOARDS

25 **Amendment of Agri-food and Veterinary Authority Act**

7. Section 9 of the Agri-food and Veterinary Authority Act (Cap. 5, 2001 Ed.) is amended by deleting subsection (1) and substituting the following subsection:

“(1) The quorum at every meeting of the Authority shall be one-third of the total number of members in office or 4 members, whichever is the higher.”.

### **Amendment of Energy Market Authority of Singapore Act**

5     **8.** Paragraph 12 of the First Schedule to the Energy Market Authority of Singapore Act (Cap. 92B, 2002 Ed.) is amended by deleting sub-paragraph (1) and substituting the following sub-paragraph:

10         “(1) The quorum at every meeting of the Authority shall be one-third of the total number of members in office or 3 members, whichever is the higher, and no business shall be transacted unless a quorum is present.”.

### **Amendment of Medical Registration Act**

15     **9.** Section 12 of the Medical Registration Act (Cap. 174, 2004 Ed.) is amended by deleting subsection (2) and substituting the following subsection:

       “(2) The quorum at every meeting of the Medical Council shall be one-third of the total number of members in office or 7 members, whichever is the higher.”.

### **Amendment of National Environment Agency Act**

20     **10.** Section 9 of the National Environment Agency Act (Cap. 195, 2003 Ed.) is amended by deleting subsection (1) and substituting the following subsection:

25         “(1) The quorum at every meeting of the Agency shall be one-third of the total number of members in office or 4 members, whichever is the higher.”.

## PART III

AMENDMENTS TO WRITTEN LAWS RELATING TO  
REVISED EDITIONS OF LAWS**Amendment of Application of English Law Act**

5     **11.** Section 9 of the Application of English Law Act (Cap. 7A, 1994 Ed.) is amended by inserting, immediately after subsection (5), the following subsections:

10             “(6) The Commissioners shall cause every revised edition of an English enactment to be published in the form of a booklet or in loose-leaf form.

              (7) The Commissioners may also cause a revised edition of any English enactment that is or has been published in accordance with subsection (6) to be published in electronic form.

15             (8) Notwithstanding subsections (3) and (6), any English enactment published in electronic form under subsection (7) may, in all courts and for all purposes, be taken and accepted as prima facie evidence of the proper law of Singapore in respect of that enactment.

20             (9) Where there is any discrepancy or inconsistency between a revised edition of any English enactment published in the form of a booklet or in loose-leaf form and the same revised edition of that English enactment published in electronic form, the revised edition published in the form of a booklet or in  
25             loose-leaf form shall prevail.”.

**Amendment of Revised Edition of the Laws Act**

**12.** The Revised Edition of the Laws Act (Cap. 275, 1995 Ed.) is amended —

30             (a) by deleting paragraph (d) of section 4(1) and substituting the following paragraph:

              “(d) to supply or alter tables of contents, footnotes, marginal notes, headings to sections and other

provisions, and headings to Parts, Chapters and other subdivisions of any Act;”;

(b) by deleting paragraph (c) of section 8(1) and substituting the following paragraph:

5 “(c) a table of contents and a chronological table of Acts; and”;

(c) by deleting the words “and index to the revised edition of Acts” in section 10(1)(e);

10 (d) by deleting the words “do so” in section 10(3) and substituting the words “publish such revised edition”;

(e) by inserting, immediately after subsection (3) of section 10, the following subsection:

15 “(3A) Where any new Act referred to in subsection (1)(b), or any provision in that Act, does not come into force during the relevant period, the Commissioners may defer the preparation and publication of a revised edition of that Act until such time as they consider that it is necessary or expedient to publish a revised edition of that Act.”;

20 (f) by inserting, immediately after section 11, the following section:

**“Publication of revised edition of Acts in electronic form**

25 **11A.**—(1) The Commissioners may also cause any new Act, treaty, convention or other instrument, or a revised edition of any Act, treaty, convention or other instrument, that is or has been published in accordance with section 9 or 10 to be published in electronic form.

30 (2) Notwithstanding sections 7(4) and 11(3), any Act, treaty, convention or other instrument published in electronic form under subsection (1) may, in all courts and for all purposes, be taken and accepted as prima

facie evidence of the proper law of Singapore in respect of that Act, treaty, convention or other instrument.

5 (3) Where there is any discrepancy or inconsistency between any new Act, treaty, convention or other instrument published in the form of a booklet or in loose-leaf form and the same new Act, treaty, convention or other instrument published in electronic form, the new Act, treaty, convention or other instrument published in the form of a booklet or in loose-leaf form shall prevail.

10 (4) Where there is any discrepancy or inconsistency between any revised edition of any Act, treaty, convention or other instrument published in the form of a booklet or in loose-leaf form and the same revised edition of that Act, treaty, convention or other instrument published in electronic form, the revised edition published in the form of a booklet or in loose-leaf form shall prevail.”;

20 (g) by deleting the words “Section 10(3), (4), (5), (6) and (7)” in section 17(6) and substituting the words “Sections 10(3) to (7) and 11A”; and

(h) by inserting, immediately after subsection (7) of section 17, the following subsection:

“(8) With effect from such date as the Commissioners may specify by notification in the *Gazette* —

25 (a) any revised edition of subsidiary legislation referred to in subsection (5)(a) shall, in all courts and for all purposes, be the sole and only proper Statute Book of Singapore in respect of those subsidiary legislation; and

30 (b) any revised edition of any single piece of subsidiary legislation referred to in subsection (5)(b) shall, in all courts and for all purposes, be the sole and only proper Statute Book of Singapore in respect of that piece of subsidiary legislation.”.

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## PART IV

## AMENDMENTS TO OTHER WRITTEN LAWS

**Amendment of Bankruptcy Act**

**13.** The Bankruptcy Act (Cap. 20, 2009 Ed.) is amended —

5       (a) by inserting, immediately after subsection (1) of section 6,  
the following subsection:

10               “(1A) The court may adjourn any case of bankruptcy  
coming within the cognizance of the court, or make such  
order or give such direction as it thinks fit for the just,  
expeditious and economical disposal of any such case,  
without requiring the parties to appear in person, by  
giving written notice of such adjournment, order or  
direction to all parties concerned.”; and

15       (b) by repealing section 72 and substituting the following  
section:

**“Withdrawal of bankruptcy application**

**72.**—(1) Subject to subsection (2) and sections 65(9)  
and 67(5), a bankruptcy application shall not be  
withdrawn without the leave of the court.

20       (2) Subject to subsection (3), if no party to a  
bankruptcy application has, for more than one year (or  
such extended period as the court may allow under  
subsection (4)), taken any step or proceeding in the  
bankruptcy application that appears from records  
maintained by the court, the bankruptcy application shall  
25       be deemed to be withdrawn on the date immediately  
following the expiry of that year (or extended period).

30       (3) Subsection (2) shall not apply where the  
bankruptcy application has been stayed, or where  
proceedings on the application have been stayed, by the  
court.

(4) The court may, on an application by any party made before the one year referred to in subsection (2) has elapsed, extend the time to such extent as it may think fit.

5 (5) Subsection (2) shall apply to any bankruptcy application, whether made before, on or after the date of commencement of section 13(b) of the Statutes (Miscellaneous Amendments) Act 2011, but where the last step or proceeding in the bankruptcy application took place before that date, the period of one year shall only  
10 begin on that date.

(6) Where a bankruptcy application is deemed to be withdrawn under subsection (2), the court may, on application, reinstate the bankruptcy application and allow the bankruptcy application to proceed on such  
15 terms as the court thinks just.”.

### **Amendment of Building Control Act**

**14.** The Building Control Act (Cap. 29, 1999 Ed.) is amended —

(a) by deleting subsections (2) and (3) of section 3 and substituting the following subsections:

20 “(2) The Commissioner of Building Control may generally or specially authorise, by name or office, any of the following persons to exercise or carry out, subject to such conditions or limitations as the Commissioner of Building Control may specify by directions, all or any of  
25 the powers conferred or duties imposed on the Commissioner of Building Control under this Act:

- (a) any public officer;
- (b) any officer of the Building and Construction Authority;
- 30 (c) any officer of such other public authority constituted by any written law as the Minister may approve for this purpose.

(3) Any person who is authorised under subsection (2) to exercise any power or carry out any duty of the Commissioner of Building Control under this Act shall —

- 5                   (a) when exercising that power or carrying out that duty, comply with the directions of the Commissioner of Building Control;
- (b) be deemed to be a public servant for the purposes of the Penal Code (Cap. 224); and
- 10                   (c) if the person is an officer referred to in subsection (2)(b) or (c), be deemed to be a public officer for the purposes of this Act.”;
- (b) by deleting the word “and” at the end of section 9(2)(b)(i) and substituting the word “or”;
- 15                   (c) by deleting the word “and” at the end of section 20(4)(a) and substituting the word “or”;
- (d) by deleting the words “meets the requirements of section 29F(1)(c)(i) or 29G(1)(c)(i)” in section 29I(2)(a)(ii) and substituting the words “has the prescribed qualifications and prescribed practical experience referred to in
- 20                   section 29F(1)(d)(ii) or 29G(1)(d)(ii)”;
- (e) by deleting the words “meets the requirements of section 29F(1)(c)(i) or 29G(1)(c)(i)” in section 29I(3) and substituting the words “has the prescribed qualifications and
- 25                   prescribed practical experience referred to in section 29F(2)(c) or 29G(2)(c)”;
- (f) by deleting the words “meets the requirements of section 29F(1)(c)(i) or 29G(1)(c)(i)” in section 29I(4) and substituting the words “has the prescribed qualifications and
- 30                   prescribed practical experience referred to in section 29F(3)(f) or 29G(3)(f)”;
- (g) by deleting the words “the Government or” in section 32(1).

### **Amendment of Chemical Weapons (Prohibition) Act**

5 **15.** Section 26(2) of the Chemical Weapons (Prohibition) Act (Cap. 37B, 2001 Ed.) is amended by inserting, immediately after the words “public safety” in paragraph (c), the words “or ensuring the security of Singapore”.

### **Amendment of Child Development Co-Savings Act**

**16.** Section 6 of the Child Development Co-Savings Act (Cap. 38A, 2002 Ed.) is amended by deleting subsection (1) and substituting the following subsection:

10 “(1) Where a member dies, the moneys standing to his credit in his bank account shall be paid to the Public Trustee for disposal in accordance with —

(a) the Intestate Succession Act (Cap. 146), if the member was not a Muslim at the time of his death; or

15 (b) section 112 of the Administration of Muslim Law Act (Cap. 3), if the member was a Muslim at the time of his death.”.

### **Amendment of Children and Young Persons Act**

20 **17.** Section 52P(1) of the Children and Young Persons Act (Cap. 38, 2001 Ed.) is amended —

(a) by deleting the words “under the management or control of” in paragraph (a) and substituting the words “operated by”; and

25 (b) by deleting paragraph (d) and substituting the following paragraph:

“(d) any home for children and young persons which is, and is operated exclusively as, an approved institution under the Probation of Offenders Act (Cap. 252);”.

### **Amendment of Civil Aviation Authority of Singapore Act 2009**

**18.** The Civil Aviation Authority of Singapore Act 2009 (Act 17 of 2009) is amended —

5 (a) by inserting, immediately after subsection (4) of section 27, the following subsection:

10 “(4A) All assets, powers, rights, interests, privileges, debts, liabilities and obligations connected with the part of the excluded property transferred to the successor company under subsection (4)(a) shall be deemed, on the transfer date, by virtue of this section and without further assurance, to have become the assets, powers, rights, interests, privileges, debts, liabilities and obligations of the successor company.”; and

15 (b) by inserting, immediately after the words “in connection” in section 84(2), the words “with his functions of management as if he were a director of the body corporate”.

### **Amendment of Coroners Act 2010**

**19.** Section 17 of the Coroners Act 2010 (Act 14 of 2010) is amended —

20 (a) by deleting sub-paragraph (iii) of subsection (1)(b) and substituting the following sub-paragraph:

25 “(iii) any other information, substance or thing pertaining to the medical treatment or care of the deceased in the possession of the medical practitioner or health-care practitioner which the forensic pathologist considers necessary for the purposes of the investigation;”;

30 (b) by inserting, immediately after paragraph (b) of subsection (1), the following paragraph:

“(ba) request the Registrar to furnish, within such time as the forensic pathologist may specify, such information pertaining to the medical history,

treatment or care of the deceased in the possession of the Registry as the forensic pathologist considers necessary for the purposes of the investigation; and”;

5 (c) by deleting the words “any information or records” in subsection (2) and substituting the words “any report, record, information, substance or thing”;

(d) by deleting paragraph (a) of subsection (2) and substituting the following paragraph:

10 “(a) without reasonable excuse, fails to provide the report, record, information, substance or thing;”;

(e) by deleting the words “information or records” in subsection (2)(b) and substituting the words “report, record or information”;

15 (f) by deleting the words “any record” in subsection (2)(c) and substituting the words “any report, record, substance or thing”; and

(g) by inserting, immediately after subsection (2), the following subsections:

20 “(3) The Registrar, or any Registry officer, agent of the Registry or other person who acts under the direction of the Registrar —

(a) shall comply with a request under subsection (1)(ba) to furnish information to the forensic pathologist, notwithstanding any restriction on the disclosure of information imposed by section 8 of the National Registry of Diseases Act (Cap. 201B); and

30 (b) shall not by so doing be treated as being in breach of any such restriction, notwithstanding anything to the contrary in that section.

(4) In this section, “agent of the Registry”, “Registrar”, “Registry” and “Registry officer” have the same meanings as in the National Registry of Diseases Act.”.

**Amendment of Corruption, Drug Trafficking and Other Serious Crimes (Confiscation of Benefits) Act**

**20.** The Corruption, Drug Trafficking and Other Serious Crimes (Confiscation of Benefits) Act (Cap. 65A, 2000 Ed.) is amended —

5 (a) by inserting, immediately after subsection (2) of section 15, the following subsection:

10 “(2A) The High Court may exercise the powers conferred by section 16(1) notwithstanding any provision in any other written law prohibiting any dealing with any realisable property.”;

(b) by inserting, immediately after subsection (12) of section 30, the following subsection:

15 “(13) An authorised officer may exercise the powers conferred on him by this section notwithstanding any provision in any other written law relating to the production of, or the giving of any access to, any particular material or material of a particular description.”;

20 (c) by inserting, immediately after subsection (6) of section 31, the following subsection:

25 “(6A) The Public Prosecutor or the person duly authorised by him may exercise the powers conferred on the Public Prosecutor or the person, as the case may be, by this section notwithstanding any provision in any other written law relating to the production of, or the giving of any access to, any particular material or material of a particular description.”;

(d) by inserting, immediately after subsection (1) of section 39, the following subsection:

30 “(1A) For the avoidance of doubt, where the property referred to in subsection (1) is the subject of a transaction, the person referred to in that subsection shall make the disclosure referred to in that subsection regardless of whether the transaction was completed.”;

(e) by deleting subsection (5) of section 46; and

(f) by deleting subsection (5) of section 47.

### **Amendment of Criminal Procedure Code 2010**

5 **21.** The Criminal Procedure Code 2010 (Act 15 of 2010) is amended —

(a) by deleting the word “If” in section 93(2) and substituting the words “Subject to section 95(1), if”;

10 (b) by deleting the words “death, imprisonment for life or imprisonment for a term of 20 years or more” in section 95(1)(a) and substituting the words “death or imprisonment for life”;

(c) by deleting subsection (2) of section 95 and substituting the following subsection:

“(2) Notwithstanding subsection (1), the court may —

15 (a) direct that any juvenile or any sick or infirm person accused of such an offence be released on bail; or

(b) release on bail an accused charged with an offence referred to in subsection (1)(a), if —

20 (i) the offence is also punishable with an alternative punishment other than death or life imprisonment; and

(ii) the offence is to be tried before a District Court or a Magistrate’s Court.”;

25 (d) by inserting, immediately after the words “permitted by” in section 104(1)(c), the words “the police officer referred to in section 92 or 93 (as the case may be) or”;

30 (e) by deleting the words “in custody for not more than 8 days at a time” in section 174 and substituting the words “in accordance with section 238”;

(f) by repealing section 238 and substituting the following section:



**“Power to postpone or adjourn proceedings**

5           **238.**—(1) The court may postpone or adjourn any inquiry, trial or other proceedings on such terms as it thinks fit and for as long as it considers reasonable, if the absence of a witness or any other reasonable cause makes this necessary or advisable.

(2) Subject to subsection (3), if the accused is not on bail, the court may by a warrant remand him in custody as it thinks fit.

10           (3) If it appears likely that further evidence may be obtained by a remand, the court may so remand the accused in custody for the purpose of any investigation by a law enforcement agency but not for more than 8 days at a time.

15           (4) If the accused is on bail, the court may extend the bail.

(5) The court must record in writing the reasons for the postponement or adjournment of the proceedings.”;

20           (g) by deleting subsection (6) of section 377 and substituting the following subsections:

          “(6) Subject to subsection (6A), where an appellant makes an application pursuant to subsection (5), he shall be served with a copy each of the record of proceedings and the grounds of decision upon the payment of the prescribed fee.

25           (6A) The Registrar of the Subordinate Courts or the Registrar of the Supreme Court, as the case may be, may, as he thinks fit, furnish copies of the record of proceedings and the grounds of decision free of charge in any specific case or category of cases.”; and

30           (h) by inserting, immediately after paragraph (d) of section 428(2), the following paragraph:

“(da) in relation to documents being filed with, served on, delivered or otherwise conveyed to any court or any party to any criminal matter —

- 5 (i) the establishment of any electronic filing service and any other matter which relates to the use or operation of the electronic filing service;
- (ii) the manner and form of any such filing, service, delivery or conveyance;
- 10 (iii) the modification of such provisions of the Evidence Act (Cap. 97) as may be necessary for the purpose of facilitating the use in court of documents filed, served, delivered or conveyed using the electronic filing service;
- 15 (iv) the burden of proof and rebuttable presumptions in relation to the identity and authority of the person filing, serving, delivering or conveying the documents by the use of the electronic filing service;
- 20 (v) the authentication of documents filed, served, delivered or conveyed by the use of the electronic filing service; and
- 25 (vi) the means by which particular facts may be proved, and the mode in which evidence thereof may be given, in any proceedings which involve the use or operation of the electronic filing service;”.

**Amendment of Education Endowment and Savings Schemes Act**

30 **22.** The Education Endowment and Savings Schemes Act (Cap. 87A, 2009 Ed) is amended —

- (a) by deleting subsection (1) of section 16 and substituting the following subsection:

“(1) Where a member of the Edusave Pupils Fund dies, the total amount standing to his credit in his Edusave account shall be paid to the Public Trustee for disposal in accordance with —

- 5                   (a) the Intestate Succession Act (Cap. 146), if the member was not a Muslim at the time of his death; or
- (b) section 112 of the Administration of Muslim Law Act (Cap. 3), if the member was a Muslim
- 10                   at the time of his death.”; and

(b) by deleting subsection (1) of section 16H and substituting the following subsection:

                      “(1) Where a member of the PSE Fund dies, the total amount standing to his credit in his PSE account shall be paid to the Public Trustee for disposal in accordance with —

15                   with —

- (a) the Intestate Succession Act (Cap. 146), if the member was not a Muslim at the time of his death; or
- 20                   (b) section 112 of the Administration of Muslim Law Act (Cap. 3), if the member was a Muslim at the time of his death.”.

### **Amendment of Land Acquisition Act**

**23.** The Land Acquisition Act (Cap. 152, 1985 Ed.) is amended —

- 25           (a) by deleting the words “notices to be posted at convenient places on or near the land to be taken” in section 8(1) and substituting the words “a notice to be published in at least 4 daily local newspapers circulating in Singapore, one each in each of the 4 official languages,”;
- 30           (b) by deleting the words “such notice under subsections (1) and (2)” in section 8(3) and substituting the words “notice published under subsection (1) or served under subsection (2)”;

- (c) by deleting the words “given under section 8” in section 10(1) and substituting the words “published under section 8(1) or served under section 8(2)”;
- 5 (d) by deleting the words “posted or served under section 8” in section 12(b) and substituting the words “published under section 8(1) or served under section 8(2)”;
- (e) by deleting the words “the date of the notice under section 8” in section 17(1) and substituting the words “the later of the date of the notice published under section 8(1) or the date of the notice served under section 8(2)”;
- 10 (f) by deleting the words “under section 8” in section 35(1) and substituting the words “published under section 8(1) or served under section 8(2)”.

#### **Amendment of Land Titles (Strata) Act**

- 15 **24.** The Land Titles (Strata) Act (Cap. 158, 2009 Ed) is amended —
- (a) by inserting, immediately after the words “section 84A(1)” wherever they appear in section 78(11)(a), (b) and (c), the words “or 84FA(2)”;
- 20 (b) by inserting, immediately after the words “section 84A” in section 78(11)(c), the words “or 84FA”;
- (c) by deleting the section heading to section 84C and substituting the following section heading:
- “Power of High Court or Board to appoint person to act for certain subsidiary proprietor”;**
- 25
- (d) by deleting the words “(7C), (11)” in sections 84D(9), 84E(15) and 84FA(16) and substituting in each case the words “(7C), (8)(a) and (c), (11), (11A)”;
- (e) by inserting, immediately after the words “subsidiary strata land-register” in section 84FA(11)(b) and (14), the words
- 30 “and cancel the registration of any mortgage, charge or lease notified on the subsidiary strata land-register”.

### **Amendment of Limitation Act**

25. Section 6A(1) of the Limitation Act (Cap. 163, 1996 Ed.) is amended by deleting the words “section 11” and substituting the words “section 15”.

### 5 **Amendment of Maintenance Orders (Reciprocal Enforcement) Act**

26. The Maintenance Orders (Reciprocal Enforcement) Act (Cap. 169, 1985 Ed.) is amended —

- 10 (a) by inserting, immediately after the words “maintenance order” in the definition of “court” in section 2, the words “that is enforceable by a civil court of competent jurisdiction”;
- (b) by deleting paragraph (a) of the definition of “maintenance order” in section 2 and substituting the following paragraph:
- 15 “(a) an order (including an affiliation order or order consequent upon an affiliation order) which provides for the payment of a lump sum or the making of periodical payments —
- 20 (i) by a man towards the maintenance of his wife or former wife; or
- (ii) by a person towards the maintenance of his child; and”;
- (c) by deleting subsection (3) of section 4;
- 25 (d) by deleting the words “the order was made” in section 5(7) and substituting the words “under the provisions of the order the variation is to take effect”;
- (e) by deleting the words “the order was made” in section 5(8) and substituting the words “under the provisions of the
- 30 order the revocation is to take effect”;
- (f) by deleting the words “such defence as he might have raised” in section 7(2)(i) and substituting the words

“grounds on which he might have opposed the making of the order”;

(g) by deleting the words “raised a defence” in section 7(3) and substituting the words “opposed the making of the order”;

5 (h) by deleting the words “Part VII” in section 8(2) and substituting the words “Part VIII”;

(i) by inserting, immediately after subsection (2) of section 8, the following subsection:

10 “(2A) For the avoidance of doubt, section 121 of the Women’s Charter shall apply to a registered order which has been registered or confirmed by a District Court with the following modifications:

15 (a) the reference in section 121(3) of the Women’s Charter to a suit shall be read as a reference to an application to enforce the registered order in accordance with section 71 of the Women’s Charter; and

20 (b) the reference in section 121(3) of the Women’s Charter to the institution of the suit shall be read as a reference to the filing of the application to enforce the registered order.”;

(j) by deleting the words “the order was made” in section 9(8) and substituting the words “under the provisions of the order the variation is to take effect”;

25 (k) by deleting the words “the order was made” in section 9(9) and substituting the words “under the provisions of the order the revocation is to take effect”; and

(l) by inserting, immediately after the word “If” in section 11, the words “at any time”.

30 **Amendment of Mental Health (Care and Treatment) Act 2008**

**27.** The Second Schedule to the Mental Health (Care and Treatment) Act 2008 (Act 21 of 2008) is amended by deleting item 1(41).

**Amendment of Miscellaneous Offences (Public Order and Nuisance) Act**

**28.** Section 22A of the Miscellaneous Offences (Public Order and Nuisance) Act (Cap. 184, 1997 Ed.) is amended —

- 5           (a) by inserting, immediately after the words “in this section”  
in subsection (1), the words “or any other written law”;
- (b) by inserting, immediately after the words “any other  
person” in subsection (2), a comma;
- 10           (c) by deleting the words “such other weapon or equipment  
referred to in subsection (1)” in subsection (3) and  
substituting the words “specified weapon or equipment”;
- (d) by deleting the words “such other” in subsection (4) and  
substituting the word “specified”; and
- 15           (e) by deleting subsection (5) and substituting the following  
subsections:

             “(5) The Commissioner of Police may authorise,  
subject to such conditions of authorisation as he thinks fit  
to impose, any person, or every person belonging to a  
20           class of persons, to carry or have in the person’s  
possession or under the person’s control in any public  
place any truncheon, handcuffs or specified weapon or  
equipment, if —

- (a) the Commissioner of Police is satisfied that such  
25           carrying, possession or control is necessary in the  
circumstances, and it is appropriate for  
permission to be given for such carrying,  
possession or control; and
- (b) the truncheon, handcuffs, weapon or equipment  
30           is of the type approved by the Commissioner of  
Police.

(6) The Commissioner of Police may at any time —

- (a) revoke any authorisation under subsection (5); or

(b) add to, vary or revoke any condition of authorisation imposed under subsection (5).

(7) In this section —

5 “public place” includes any premises or place to which the public has or is permitted to have access, whether on the invitation of the owners or occupiers thereof or on payment or otherwise;

10 “specified weapon or equipment” means any weapon or equipment specified by the Minister under subsection (1).”.

### **Amendment of Monetary Authority of Singapore Act**

15 **29.** Section 29A(8) of the Monetary Authority of Singapore Act (Cap. 186, 1999 Ed.) is amended by deleting the definitions of “certificate” and “certification authority” and substituting the following definitions:

“ “certificate” has the same meaning as in the Third Schedule to the Electronic Transactions Act 2010 (Act 16 of 2010);

20 “certification authority” has the same meaning as in the Third Schedule to the Electronic Transactions Act 2010;”.

### **Amendment of Passports Act**

25 **30.** Section 50(2) of the Passports Act (Cap. 220, 2008 Ed.) is amended by inserting, immediately after the words “in connection”, the words “with his functions of management as if he were a director of the body corporate”.

### **Amendment of Prevention of Corruption Act**

**31.** The Prevention of Corruption Act (Cap. 241, 1993 Ed.) is amended —

30 (a) by deleting the words “a Deputy Director of the Corrupt Practices Investigation Bureau and such number of” in



section 3(2) and substituting the words “such number of deputy directors,”;

(b) by deleting the words “the Deputy Director” in section 3(3) and substituting the words “a deputy director”;

5 (c) by deleting the words “The Deputy Director” in section 3(4) and substituting the words “A deputy director”;

(d) by inserting, immediately after the words “different grades for” in section 3(5), the words “deputy directors,”;

10 (e) by deleting the words “Deputy Director” in section 4(1) and substituting the words “deputy directors”;

(f) by deleting subsection (2) of section 4 and substituting the following subsection:

15 “(2) A warrant card shall be issued to every officer of the Corrupt Practices Investigation Bureau referred to in subsection (1) and shall be evidence of his appointment under this Act.”; and

(g) by inserting, immediately after section 15, the following section:

**“Director and officers to be armed**

20 **15A.**—(1) Every relevant officer of the Corrupt Practices Investigation Bureau shall be provided with such staves, arms, ammunition and other accoutrements as may be necessary for the effective discharge of his duties.

25 (2) In subsection (1), “relevant officer of the Corrupt Practices Investigation Bureau” means the Director, a deputy director, an assistant director or a special investigator of the Corrupt Practices Investigation Bureau.”.

30 **Amendment of Public Order Act 2009**

**32.** Section 44(2) of the Public Order Act 2009 (Act 15 of 2009) is amended by inserting, immediately after the words “in connection”,

the words “with his functions of management as if he were a director of the body corporate”.

### **Amendment of Public Trustee Act**

5 **33.** Section 10 of the Public Trustee Act (Cap. 260, 1985 Ed.) is amended by inserting, immediately after subsection (4), the following subsection:

“(5) For the avoidance of doubt, it is hereby declared that section 7(3A) of the Financial Procedure Act (Cap. 109) shall not —

- 10 (a) restrict the investment of any moneys included in or forming part of the common fund; or
- (b) preclude any investments permitted by law for the investment of trust funds from being taken over under subsection (2).”.

### **Amendment of Trustees Act**

15 **34.** Section 4 of the Trustees Act (Cap. 337, 2005 Ed.) is amended by deleting subsection (1) and substituting the following subsection:

“(1) Subject to the provisions of this Act —

- 20 (a) a trustee may make any kind of investment that he could make if he were absolutely entitled to the assets of the trust; and
- (b) without prejudice to the generality of paragraph (a), a trustee may —
- 25 (i) invest any funds in his hands, whether at the time in a state of investment or not, in any manner specified in Part I, II or III of the First Schedule in force immediately before 15th December 2004; and
- (ii) from time to time vary any such investment.”.

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## EXPLANATORY STATEMENT

This Bill seeks to amend certain statutes of the Republic of Singapore.

Clause 1 relates to the short title and commencement.

### PART I

#### AMENDMENTS TO WRITTEN LAWS RELATING TO APPEALS TO HIGH COURT FROM STATUTORY TRIBUNALS

Clause 2 repeals and re-enacts section 117 of the Employment Act (Cap. 91) to enable the Rules of Court to prescribe the procedure governing an appeal to the High Court from a decision or an order of the Commissioner for Labour under section 115 or 116 of that Act.

Clause 3 deletes and substitutes subsection (3) of section 54 of the Goods and Services Tax Act (Cap. 117A) to enable the Rules of Court to prescribe the procedure governing and the costs of an appeal to the High Court from a decision of the Goods and Services Tax Board of Review.

Clause 4 deletes and substitutes subsection (3) of section 81 of the Income Tax Act (Cap. 134) to enable the Rules of Court to prescribe the procedure governing and the costs of an appeal to the High Court from a decision of the Board of Review under that Act. The clause also deletes subsection (6) of that section, which is redundant as it repeats matters dealt with in section 80 of the Supreme Court of Judicature Act (Cap. 322).

Clause 5 deletes and substitutes subsection (3) of section 18 of the Maintenance of Parents Act (Cap. 167B) to enable the Rules of Court to prescribe the procedure governing an appeal to the High Court from a decision of the Tribunal for the Maintenance of Parents.

Clause 6 deletes and substitutes subsection (2) of section 29 of the Work Injury Compensation Act (Cap. 354) to enable the Rules of Court to prescribe the procedure governing an appeal to the High Court from any order of the Commissioner for Labour under that Act.

### PART II

#### AMENDMENTS TO WRITTEN LAWS RELATING TO QUORUMS OF STATUTORY BOARDS

Clause 7 deletes and substitutes subsection (1) of section 9 of the Agri-food and Veterinary Authority Act (Cap. 5) to provide that the quorum at a meeting of the Agri-food and Veterinary Authority is to be one-third of the total number of members in office or 4 members, whichever is the higher.

Clause 8 deletes and substitutes sub-paragraph (1) of paragraph 12 of the First Schedule to the Energy Market Authority of Singapore Act (Cap. 92B) to provide that the quorum at a meeting of the Energy Market Authority of

Singapore is to be one-third of the total number of members in office or 3 members, whichever is the higher.

Clause 9 deletes and substitutes subsection (2) of section 12 of the Medical Registration Act (Cap. 174) to provide that the quorum at a meeting of the Singapore Medical Council is to be one-third of the total number of members in office or 7 members, whichever is the higher.

Clause 10 deletes and substitutes subsection (1) of section 9 of the National Environment Agency Act (Cap. 195) to provide that the quorum at a meeting of the National Environment Agency is to be one-third of the total number of members in office or 4 members, whichever is the higher.

### PART III

#### AMENDMENTS TO WRITTEN LAWS RELATING TO REVISED EDITIONS OF LAWS

Clause 11 amends section 9 of the Application of English Law Act (Cap. 7A) by inserting new subsections (6) to (9) —

- (a) to clarify that a revised edition of an English enactment published by the Law Revision Commissioners (the Commissioners) may be in the form of a booklet or in loose-leaf form;
- (b) to empower the Commissioners to cause a revised edition of an English enactment that has been published in the form of a booklet or in loose-leaf form to also be published in electronic form;
- (c) to enable a revised edition of an English enactment that is published in electronic form to be taken and accepted, in all courts and for all purposes, as prima facie evidence of the proper law of Singapore in respect of that enactment; and
- (d) to provide that where there is any discrepancy or inconsistency between a revised edition of any English enactment published in the form of a booklet or in loose-leaf form and the same revised edition of that English enactment published in electronic form, the revised edition published in the form of a booklet or in loose-leaf form will prevail.

Clause 12(a) deletes and substitutes section 4(1)(d) of the Revised Edition of the Laws Act (Cap. 275) to more accurately reflect the different types of provisions and subdivisions in an Act, and to clarify that the Commissioners' powers, when preparing the revised edition of Acts, extend to supplying or altering the headings of all types of provisions and subdivisions of any Act.

Clause 12(b) and (c) deletes and substitutes section 8(1)(c) and amends section 10(1)(e), respectively, of the Revised Edition of the Laws Act to remove the existing requirement for the revised edition of Acts to include an index in hard copy. An index in hard copy will be redundant, as an electronic version of

the index to the revised edition of Acts will be made available on the official legislation website maintained by the Attorney-General's Chambers.

Clause 12(d) amends section 10(3) of the Revised Edition of the Laws Act to clarify that where the Commissioners consider that the amendments that have been made to any Act, treaty, convention or other instrument are not sufficiently extensive to justify the preparation and publication of a new revised edition thereof, the Commissioners may defer the preparation and publication of such revised edition until such time as they consider that it is necessary or expedient to publish such revised edition.

Clause 12(e) inserts a new section 10(3A) into the Revised Edition of the Laws Act to clarify that where a new Act or any provision therein has not come into force, the Commissioners may defer the preparation and publication of a revised edition of that Act until such time as they consider that it is necessary or expedient to publish a revised edition of that Act.

Clause 12(f) inserts a new section 11A into the Revised Edition of the Laws Act to empower the Commissioners to cause any new Act, treaty, convention or other instrument, or a revised edition of any Act, treaty, convention or other instrument, that is or has been published in accordance with section 9 or 10 to also be published in electronic form. Any Act, treaty, convention or other instrument that is so published in electronic form may be taken and accepted, in all courts and for all purposes, as prima facie evidence of the proper law of Singapore in respect of that Act, treaty, convention or other instrument. Where there is any discrepancy or inconsistency between any new Act, treaty, convention or other instrument, or a revised edition of any Act, treaty, convention or other instrument, published in the form of a booklet or in loose-leaf form and the same new Act, treaty, convention or other instrument, or the same revised edition, published in electronic form, the new Act, treaty, convention or other instrument, or the revised edition, published in the form of a booklet or in loose-leaf form will prevail.

Clause 12(g) amends section 17(6) of the Revised Edition of the Laws Act to make the new sections 10(3A) and 11A of that Act (to be inserted by clause 12(e) and (f)) apply, with the necessary modifications, to the revised edition of subsidiary legislation and to any new or revised edition of any piece of subsidiary legislation.

Clause 12(h) inserts a new section 17(8) into the Revised Edition of the Laws Act to expressly provide for the process for bringing into force a revised edition of subsidiary legislation, or of any single piece of subsidiary legislation, that is published during the annual revision of subsidiary legislation under section 17(5) of that Act.

## PART IV

## AMENDMENTS TO OTHER WRITTEN LAWS

Clause 13 amends the Bankruptcy Act (Cap. 20) as follows:

- (a) a new section 6(1A) is inserted to enable the court to adjourn any case of bankruptcy, or make such order or give such direction as it thinks fit for the just, expeditious and economical disposal of any such case, without requiring the parties to appear in person, by giving written notice of such adjournment, order or direction to all parties concerned; and
- (b) section 72 is repealed and re-enacted to provide that subject to certain qualifications, a bankruptcy application will be deemed to be withdrawn if no party to the bankruptcy application has, for more than one year (or such extended period as the court may allow), taken any step or proceeding in the bankruptcy application that appears from records maintained by the court.

Clause 14 amends the Building Control Act (Cap. 29) as follows:

- (a) subsections (2) and (3) of section 3 are deleted and substituted to enable the Commissioner of Building Control to authorise any public officer, any officer of the Building and Construction Authority, and any officer of such other public authority as the Minister for National Development may approve, to exercise any power or carry out any duty of the Commissioner of Building Control;
- (b) section 32(1) is amended to remove the protection from liability conferred on the Government by that provision; and
- (c) technical amendments are made to sections 9(2)(b)(i), 20(4)(a) and 29I(2)(a)(ii), (3) and (4).

Clause 15 amends section 26(2) of the Chemical Weapons (Prohibition) Act (Cap. 37B) to enable any information that is given pursuant to that Act or the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on their Destruction concluded at Paris on 13th January 1993 (including the Annexes to that Convention and any amendments to, or substitutions of, that Convention or those Annexes that are binding on Singapore) to be disclosed, without the consent of the person to whose affairs that information relates, for the purpose of ensuring the security of Singapore.

Clause 16 deletes and substitutes section 6(1) of the Child Development Co-Savings Act (Cap. 38A) to clarify that where a member of the Child Development Co-Savings Scheme dies, the moneys standing to his credit in his bank account will be paid to the Public Trustee for disposal in accordance with —

- (a) the Intestate Succession Act (Cap. 146), if the member was not a Muslim at the time of his death; or
- (b) section 112 of the Administration of Muslim Law Act (Cap. 3), if the member was a Muslim at the time of his death.

Clause 17 amends section 52P(1) of the Children and Young Persons Act (Cap. 38) to provide that Part IIIA of that Act (which relates to the licensing of homes for children and young persons) will not apply to —

- (a) any home for children and young persons which is operated by the Government; and
- (b) any home for children and young persons which is, and is operated exclusively as, an approved institution under the Probation of Offenders Act (Cap. 252).

Clause 18 amends the Civil Aviation Authority of Singapore Act 2009 (Act 17 of 2009) as follows:

- (a) a new section 27(4A) is inserted to provide for certain assets, powers, rights, interests, privileges, debts, liabilities and obligations transferred to the successor company under section 27(4)(a) to be deemed, on the transfer date, to have become the assets, powers, rights, interests, privileges, debts, liabilities and obligations of the successor company; and
- (b) a technical amendment is made to section 84(2) by inserting certain words that were omitted when that provision was enacted, so as to align that provision with the corresponding provisions in other Acts.

Clause 19 amends section 17 of the Coroners Act 2010 (Act 14 of 2010) to empower a forensic pathologist appointed to investigate the cause of and circumstances connected with a death —

- (a) to require to be furnished any substance (such as a tissue sample) or thing (such as a medical device) pertaining to the medical treatment or care of the deceased in the possession of any medical practitioner or health-care practitioner which the forensic pathologist considers necessary for the purposes of the investigation; and
- (b) to obtain from the National Registry of Diseases such information pertaining to the medical history, treatment or care of the deceased as the forensic pathologist considers necessary for the purposes of the investigation, notwithstanding any restriction on the disclosure of information imposed by section 8 of the National Registry of Diseases Act (Cap. 201B).

Clause 20 amends the Corruption, Drug Trafficking and Other Serious Crimes (Confiscation of Benefits) Act (Cap. 65A) as follows:

- (a) a new section 15(2A) is inserted to clarify that the High Court's power to make a restraint order under section 16(1) may be exercised notwithstanding any provision in any other written law relating to the prohibition of any dealing with any realisable property;
- (b) a new section 30(13) is inserted to clarify that an authorised officer may exercise the powers conferred on him by section 30 notwithstanding any provision in any other written law relating to the production of, or the giving of any access to, any particular material or material of a particular description;
- (c) a new section 31(6A) is inserted to clarify that the Public Prosecutor or a person duly authorised by him under section 31(1) may exercise the powers conferred on the Public Prosecutor or the person, as the case may be, by section 31, notwithstanding any provision in any other written law relating to the production of, or the giving of any access to, any particular material or material of a particular description;
- (d) a new section 39(1A) is inserted to clarify that where any property referred to in section 39(1) is the subject of a transaction, a person referred to in section 39(1) is to make the disclosure (to a Suspicious Transaction Reporting Officer) referred to in section 39(1) regardless of whether the transaction was completed; and
- (e) sections 46(5) and 47(5) are deleted as a consequence of the deletion of the words "for no or inadequate consideration," from sections 46(3) and 47(3), respectively, by section 13(c) of the Statutes (Miscellaneous Amendments) Act 2010 (Act 4 of 2010).

Clause 21 amends the Criminal Procedure Code 2010 (Act 15 of 2010) as follows:

- (a) section 93(2) is amended to make that provision subject to section 95(1);
- (b) section 95(1)(a) is amended to enable an accused person who is charged for an offence punishable with imprisonment for a term of 20 years or more to be released on bail or on personal bond;
- (c) section 95(2) is deleted and substituted to enable the court to release on bail an accused person charged with an offence referred to in section 95(1)(a), if the offence is also punishable with an alternative punishment other than death or life imprisonment, and is to be tried before a District Court or a Magistrate's Court;
- (d) section 104(1)(c) is amended to clarify that a surety of a person released on bail need not ensure that the person is in Singapore, if the person has been permitted by a police officer referred to in section 92 or 93 to leave Singapore;



- (e) section 174 is amended to enable a person who is produced before a Magistrate's Court under section 173 to be remanded in custody in accordance with section 238;
- (f) section 238 is repealed and re-enacted —
  - (i) to restructure that section; and
  - (ii) to enable a court to remand an accused person in custody for the purpose of any investigation by a law enforcement agency, if it appears likely that further evidence may be obtained by a remand, but not for more than 8 days at a time;
- (g) section 377(6) is deleted and substituted, and a new section 377(6A) is inserted, to enable the Registrar of the Subordinate Courts or the Registrar of the Supreme Court, as the case may be, to furnish copies of the record of proceedings and the grounds of decision free of charge in any specific case or category of cases, as he thinks fit; and
- (h) a new section 428(2)(*da*) is inserted to empower the Minister for Law to make regulations, in relation to documents being filed with, served on, delivered or otherwise conveyed to any court or any party to any criminal matter, for or with respect to —
  - (i) the establishment of any electronic filing service and any other matter which relates to the use or operation of the electronic filing service;
  - (ii) the manner and form of any such filing, service, delivery or conveyance;
  - (iii) the modification of such provisions of the Evidence Act (Cap. 97) as may be necessary for the purpose of facilitating the use in court of documents filed, served, delivered or conveyed using the electronic filing service;
  - (iv) the burden of proof and rebuttable presumptions in relation to the identity and authority of the person filing, serving, delivering or conveying the documents by the use of the electronic filing service;
  - (v) the authentication of documents filed, served, delivered or conveyed by the use of the electronic filing service; and
  - (vi) the means by which particular facts may be proved, and the mode in which evidence thereof may be given, in any proceedings which involve the use or operation of the electronic filing service.

Clause 22 amends the Education Endowment and Savings Schemes Act (Cap. 87A) as follows:

- (a) section 16(1) is deleted and substituted to clarify that where a member of the Edusave Pupils Fund dies, the total amount standing to his credit in his Edusave account will be paid to the Public Trustee for disposal in accordance with —
  - (i) the Intestate Succession Act, if the member was not a Muslim at the time of his death; or
  - (ii) section 112 of the Administration of Muslim Law Act, if the member was a Muslim at the time of his death; and
- (b) section 16H(1) is deleted and substituted to clarify that where a member of the Post-Secondary Education Fund dies, the total amount standing to his credit in his PSE account will be paid to the Public Trustee for disposal in accordance with —
  - (i) the Intestate Succession Act, if the member was not a Muslim at the time of his death; or
  - (ii) section 112 of the Administration of Muslim Law Act, if the member was a Muslim at the time of his death.

Clause 23 amends the Land Acquisition Act (Cap. 152) as follows:

- (a) section 8(1) is amended to replace the existing requirement for the Collector of Land Revenue to cause certain notices to be posted on or near any land to be acquired by the Government with a requirement that a notice to the same effect is to be published in at least 4 daily local newspapers circulating in Singapore, one each in each of the 4 official languages; and
- (b) consequential amendments are made to sections 8(3), 10(1), 12(b), 17(1) and 35(1).

Clause 24 makes technical amendments to sections 78(11)(a), (b) and (c), 84D(9), 84E(15) and 84FA(11)(b), (14) and (16), and the section heading to section 84C, of the Land Titles (Strata) Act (Cap. 158) to correct certain inconsistencies in those provisions.

Clause 25 makes a technical amendment to section 6A(1) of the Limitation Act (Cap. 163) that is consequential to the renumbering of certain provisions in the 1999 Revised Edition of the Civil Law Act (Cap. 43).

Clause 26 makes the following amendments to the Maintenance Orders (Reciprocal Enforcement) Act (Cap. 169):

- (a) the definition of “court” in section 2 is amended to clarify that the maintenance order referred to in that definition is one that is enforceable by a civil court of competent jurisdiction;

- (b) paragraph (a) of the definition of “maintenance order” in section 2 is deleted and substituted to restate what constitutes a maintenance order for the purposes of that Act;
- (c) section 4(3) is deleted, as that provision (which was based on a corresponding provision in United Kingdom legislation) is not applicable in Singapore (where a court hearing a complaint is not precluded from making a maintenance order for the maintenance of a child merely by reason that the complainant does not have legal custody of that child);
- (d) section 5(7) is amended to provide for a case where the variation of the maintenance order referred to in that provision is to take effect on a date other than the date on which the order varying the maintenance order was made;
- (e) section 5(8) is amended to provide for a case where the revocation of the maintenance order referred to in that provision is to take effect on a date other than the date on which the order revoking the maintenance order was made;
- (f) technical amendments are made to section 7(2) and (3) to align the terminology used in different parts of those provisions;
- (g) a technical amendment that is consequential to the renumbering of certain Parts in the 1997 Revised Edition of the Women’s Charter (Cap. 353) is made to section 8(2);
- (h) a new section 8(2A) is inserted to clarify how section 121 of the Women’s Charter will apply to a registered order which has been registered or confirmed by a District Court;
- (i) section 9(8) is amended to provide for a case where the variation of the registered order referred to in that provision is to take effect on a date other than the date on which the order varying the registered order was made;
- (j) section 9(9) is amended to provide for a case where the revocation of the registered order referred to in that provision is to take effect on a date other than the date on which the order revoking the registered order was made; and
- (k) section 11 is amended to clarify that the duty of the Minister for Law under that section is a continuing duty.

Clause 27 deletes item 1(41) of the Second Schedule to the Mental Health (Care and Treatment) Act 2008 (Act 21 of 2008), as that item is erroneous and will not be brought into operation.

Clause 28 amends section 22A of the Miscellaneous Offences (Public Order and Nuisance) Act (Cap. 184) as follows:

- (a) subsection (1) is amended to clarify that the prohibition under that subsection does not apply to any person who is authorised under that section or any other written law to carry any truncheon, handcuffs or other weapon or equipment referred to in that subsection;
- (b) technical amendments of an editorial nature are made to subsections (2), (3) and (4); and
- (c) subsection (5) is deleted and substituted, and new subsections (6) and (7) are inserted —
  - (i) to empower the Commissioner of Police to authorise, subject to such conditions of authorisation as he thinks fit to impose, any person, or every person belonging to a class of persons, to carry or have in the person's possession or under the person's control in any public place any truncheon, handcuffs or specified weapon or equipment, if certain requirements are satisfied;
  - (ii) to expressly empower the Commissioner of Police to revoke any such authorisation, or add to, vary or revoke any such condition of authorisation; and
  - (iii) to define the terms "public place" and "specified weapon or equipment" used in that section.

Clause 29 makes amendments to the definitions of "certificate" and "certification authority" in section 29A(8) of the Monetary Authority of Singapore Act (Cap. 186) that are consequential to the repeal and re-enactment of the Electronic Transactions Act (Cap. 88, 1999 Ed.) by the Electronic Transactions Act 2010 (Act 16 of 2010).

Clause 30 makes a technical amendment to section 50(2) of the Passports Act (Cap. 220) by inserting certain words that were omitted when that provision was enacted, so as to align that provision with the corresponding provisions in other Acts.

Clause 31 amends the Prevention of Corruption Act (Cap. 241) as follows:

- (a) section 3(2) is amended to enable the President to appoint 2 or more deputy directors of the Corrupt Practices Investigation Bureau, and consequential amendments are made to sections 3(3) and (4) and 4(1);
- (b) section 3(5) is amended to enable the President to create different grades for deputy directors of the Corrupt Practices Investigation Bureau;
- (c) section 4(2) is deleted and substituted to provide for a warrant card to be issued to every officer of the Corrupt Practices Investigation Bureau referred to in section 4(1) (that is to say the Director, a deputy director, an assistant director or a special investigator of the Corrupt Practices

Investigation Bureau), and to be evidence of the officer's appointment under that Act; and

- (d) a new section 15A is inserted to enable the Director, a deputy director, an assistant director or a special investigator of the Corrupt Practices Investigation Bureau to be provided with such staves, arms, ammunition and other accoutrements as may be necessary for the effective discharge of his duties.

Clause 32 makes a technical amendment to section 44(2) of the Public Order Act 2009 (Act 15 of 2009) by inserting certain words that were omitted when that provision was enacted, so as to align that provision with the corresponding provisions in other Acts.

Clause 33 inserts a new section 10(5) into the Public Trustee Act (Cap. 260) to clarify that section 7(3A) of the Financial Procedure Act (Cap. 109) will not —

- (a) restrict the investment of any moneys included in or forming part of the common fund under the Public Trustee Act; or
- (b) preclude any investments permitted by law for the investment of trust funds from being taken over under section 10(2) of the Public Trustee Act.

Clause 34 deletes and substitutes section 4(1) of the Trustees Act (Cap. 337) to expressly empower a trustee —

- (a) to invest trust funds in any manner specified in Part I, II or III of the First Schedule to that Act in force immediately before 15th December 2004; and
- (b) to from time to time vary any such investment.

## EXPENDITURE OF PUBLIC MONEY

This Bill will not involve the Government in any extra financial expenditure.

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