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No. S 139

CENTRAL PROVIDENT FUND ACT 1953

CENTRAL PROVIDENT FUND (TOPPING-UP OF SPECIAL ACCOUNT) (AMENDMENT) REGULATIONS 2022

In exercise of the powers conferred by section 77(1) of the Central Provident Fund Act 1953, the Minister for Manpower, after consulting with the Central Provident Fund Board, makes the following Regulations:

Citation and commencement

1. These Regulations are the Central Provident Fund (Topping-Up of Special Account) (Amendment) Regulations 2022 and come into operation on 1 March 2022.

Amendment of regulation 3

2. Regulation 3 of the Central Provident Fund (Topping-Up of Special Account) Regulations (Rg 37) is amended —

- (a) by deleting the words “section 15(2)(d), (e) or (f) of the Act” in paragraphs (a) and (b) of the definition of “applicable member” in paragraph (1) and substituting in each case the words “section 15AA(1) of the Act because the member is suffering from a specified significant condition or a former provision”;
- (b) by deleting the words “section 15(9), (9A), (11D), (11E) or (11EB),” in paragraph (a) of the definition of “applicable property charge” in paragraph (1) and substituting the words “section 15AB(1), (2), (10), (11) or (13) of the Act or a former provision, or section”;
- (c) by deleting the words “section 15(10) or (10A) or” in paragraph (b) of the definition of “applicable property charge” in paragraph (1) and substituting the words

“section 15AB(3) or (4) of the Act or a former provision, or section”;

(d) by deleting the words “section 15(7A)(e) or (8)(e) of the Act” in paragraph (a) of the definition of “approved benefit” in paragraph (1) and substituting the words “section 15AA(2)(b) or (3)(b) of the Act or a former provision”;

(e) by inserting, immediately after the definition of “benefit component” in paragraph (1), the following definitions:

““cash amount” means —

(a) the retirement sum that has been set aside by the member calculated in accordance with paragraph (3), (3A) or (3D), as the case may be; or

(b) the net retirement amount of an applicable member determined in accordance with paragraph (4);

“determined amount” means the determined amount —

(a) paid to a member under section 15(7A)(a) of the Act; or

(b) transferred to a member’s retirement account under section 15(7A)(b) of the Act,

as the case may be;

“excluded paid amount”, in relation to a determined amount paid to the member, means either of the following, as the case may be:

(a) where the member’s cash amount is determined by the relevant check to be at least the retirement sum applicable to the member or the reduced retirement sum applicable

to the applicable member (as the case may be) — the determined amount;

(b) where the member's cash amount is determined by the relevant check to be less than the retirement sum applicable to the member or the reduced retirement sum applicable to the applicable member (as the case may be) — the excess of J over K, where —

(i) J is the sum of the determined amount and the cash amount determined by that relevant check; and

(ii) K is the retirement sum applicable to the member or the reduced retirement sum applicable to the applicable member, as the case may be;

“excluded transferred amount”, in relation to a determined amount transferred to the member's retirement account, means either of the following, as the case may be:

(a) where the member's cash amount is determined by the relevant check to be at least the retirement sum applicable to the member or the reduced retirement sum applicable to the applicable member (as the case may be) — the determined amount;

(b) where the member's cash amount is determined by the relevant check to be less than the retirement sum applicable to the member or the reduced retirement sum applicable

to the applicable member (as the case may be) — the excess of J_1 over K_1 , where —

- (i) J_1 is the sum of the determined amount and the cash amount determined by that relevant check; and
 - (ii) K_1 is the retirement sum applicable to the member or the reduced retirement sum applicable to the applicable member, as the case may be;”;
- (f) by deleting the words “section 15(8)(e) of the Act” in the definition of “member with full benefits” in paragraph (1) and substituting the words “section 15AA(3)(b) of the Act or a former provision”;
- (g) by inserting, immediately after the definition of “member’s investment amount”, the following definition:
- ““net retirement amount”, in relation to an applicable member, means the net retirement amount determined under paragraph (4);”;
- (h) by deleting the words “section 15(2A)(a) of the Act” in the definition of “reduced retirement sum” in paragraph (1) and substituting the words “section 15AA(5)(a) of the Act or a former provision”;
- (i) by inserting, immediately after the definition of “reduced retirement sum” in paragraph (1), the following definition:
- ““relevant check” means the last check conducted by the Board for the purposes of determining the member’s cash amount before the payment or transfer (as the case may be) of the determined amount;”;

(j) by inserting, immediately after paragraph (f) of the definition of “relevant deductibles” in paragraph (1), the following paragraph:

“(g) where —

(i) the member is an applicable member or has attained the age of 55 on or after 1 July 1995 — any excluded transferred amount; or

(ii) the member (not being an applicable member) has attained the age of 55 before 1 July 1995 — any determined amount transferred to the member’s retirement account;”;

(k) by deleting the full-stop at the end of the definition of “remaining moneys” in paragraph (1) and substituting a semi-colon, and by inserting immediately thereafter the following definition:

““specified significant condition” has the meaning given by section 15AA(9) of the Act, read with regulation 14A(2) of the Central Provident Fund Regulations (Rg 15).”;

(l) by deleting sub-paragraph (a) of paragraph (3) and substituting the following sub-paragraph:

“(a) A is the total of the following amounts:

(i) the total amount that has been credited into the member’s retirement account up to that time;

(ii) where the member has attained the age of 55 years on or after 1 July 1995 — any determined amount paid to the member up to that time from moneys standing to the member’s credit in his ordinary account and

special account, other than any excluded paid amount;”;

- (m) by deleting the words “at that time” in of paragraph (3)(b) and (c) and substituting in each case the words “up to that time”;
- (n) by deleting the words “section 15(9), (9A), (10), (10A), (11), (11A), (11B) or (11C) of the Act” in paragraph (3)(c)(i) and substituting the words “section 15AB(1), (2), (3), (4), (6), (7), (8) or (9) of the Act or a former provision”;
- (o) by deleting the words “section 15(2)(d), (e) or (f) of the Act” in paragraph (4)(a)(i) and substituting the words “section 15AA(1) of the Act because the member is suffering from a specified significant condition or a former provision”;
- (p) by deleting the word “and” at the end of paragraph (4)(a)(i);
- (q) by inserting the word “and” at the end of sub-paragraph (ii) of paragraph (4)(a), and by inserting immediately thereafter the following sub-paragraph:
- “(iii) any determined amount paid to the applicable member after the applicable member’s first authorisation from moneys standing to the applicable member’s credit in his ordinary account and special account, other than any excluded paid amount;”;
- and
- (r) by deleting sub-paragraph (v) of paragraph (4)(d) and substituting the following sub-paragraph:
- “(v) any amount (other than periodic payments) withdrawn from the applicable member’s retirement account under section 15AA(6) of the Act or a former provision;”.

New regulation 3A

3. The principal Regulations are amended by inserting, immediately after regulation 3, the following regulation:

“Former provisions

3A. In a regulation specified in the first column of the Schedule, a reference to a former provision means any provision of the Act specified in the second column of the Schedule opposite that regulation.”.

New Schedule

4. The principal Regulations are amended by inserting, immediately after regulation 10, the following Schedule:

“THE SCHEDULE

Regulation 3A

FORMER PROVISIONS

<i>First column</i>	<i>Second column</i>
<i>Regulation containing reference to a former provision</i>	<i>Former provisions</i>
1. Regulation 3(1) (paragraphs (a) and (b) of definition of “applicable member”)	Section 15(2)(d), (e) or (f) of the Act as in force before 1 March 2022
2. Regulation 3(1) (paragraph (a) of definition of “applicable property charge”)	Section 15(9), (9A), (11D), (11E) or (11EB) of the Act as in force before 1 March 2022
3. Regulation 3(1) (paragraph (b) of definition of “applicable property charge”)	Section 15(10) or (10A) of the Act as in force before 1 March 2022
4. Regulation 3(1) (paragraph (a) of definition of “approved benefit”)	Section 15(7A)(e) or (8)(e) of the Act as in force before 1 March 2022
5. Regulation 3(1) (definition of “member with full benefits”)	Section 15(8)(e) of the Act as in force before 1 March 2022
6. Regulation 3(1) (definition of “reduced retirement sum”)	Section 15(2A)(a) of the Act as in force before 1 March 2022

7. Regulation 3(3)(c)(i)	Section 15(9), (9A), (10), (10A), (11), (11A), (11B) or (11C) of the Act as in force before 1 March 2022
8. Regulation 3(4)(a)(i)	Section 15(2)(d), (e) or (f) of the Act as in force before 1 March 2022
9. Regulation 3(4)(d)(v)	Section 15(2B) of the Act as in force before 1 March 2022

[G.N. Nos. S 515/2008; S 106/2009; S 373/2009; S 729/2011; S 538/2012; S 702/2012; S 855/2013; S 426/2014; S 854/2015; S 732/2016; S 791/2017; S 597/2018; S 375/2019; S 887/2019; S 226/2021; S 849/2021; S 1022/2021]

Made on 27 February 2022.

AUBECK KAM
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 Ministry of Manpower,
 Singapore.*

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(To be presented to Parliament under section 78(2) of the Central Provident Fund Act 1953).