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## **No. S 199**

### **WORK INJURY COMPENSATION ACT (CHAPTER 354)**

#### **WORK INJURY COMPENSATION INSURANCE (AMENDMENT) REGULATIONS 2012**

In exercise of the powers conferred by section 45 of the Work Injury Compensation Act, the Minister for Manpower hereby makes the following Regulations:

#### **Citation and commencement**

1. These Regulations may be cited as the Work Injury Compensation Insurance (Amendment) Regulations 2012 and shall come into operation on 1st June 2012.

#### **Application**

2.—(1) These Regulations shall apply to a policy of insurance in force on or after 1st June 2012.

(2) Regulation 3(c) shall apply only to claims in respect of liability under a policy of insurance where the accident giving rise to the claim occurs on or after 1st June 2012.

#### **Amendment of regulation 2**

3. Regulation 2 of the Work Injury Compensation Insurance Regulations (Rg 3) is amended —

(a) by deleting the words “condition or exception” in paragraph (1) and substituting the words “condition, exclusion or exception”;

(b) by deleting the word “and” at the end of paragraph (1)(c);

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(c) by deleting the comma at the end of sub-paragraph (d) of paragraph (1) and substituting a semi-colon, and by inserting immediately thereafter the following sub-paragraphs:

“(e) in the event of any employee of the policy holder being engaged in a certain kind or description of work or activity, or being engaged in work or activity under certain conditions relating to the nature, scope, environment, processes or procedures of the work or activity, at the time of the happening of the event giving rise to a claim under the policy; and

(f) unless the total contract value of all works undertaken by the policy holder or, in the case of a project policy, the contract value of that project, is below a specified amount.”;

(d) by inserting, immediately after paragraph (1), the following paragraph:

“(1A) Any condition, exclusion or exception in a policy of insurance issued or renewed (before, on or after 1st June 2012) for the purpose of section 23 of the Act which provides, in whatever terms, that any liability arising under the policy shall be limited to —

(a) in the case where a minimum amount is prescribed by the Minister in accordance with section 23(2) of the Act, an amount lower than that prescribed minimum amount; or

(b) in any other case, an amount lower than the maximum compensation payable in accordance with the Third Schedule to the Act,

is hereby prohibited.”;

(e) by inserting, immediately after paragraph (2), the following paragraph:

“(3) Nothing in paragraph (1)(e) shall be taken as prejudicing any condition, exclusion or exception in a

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policy of insurance pertaining to work or activity involving exposure to asbestos.”; and

(f) by deleting the regulation heading and substituting the following regulation heading:

**“Prohibition of certain conditions, exclusions and exceptions in policies of insurance”.**

**New regulation 4A**

4. The Work Injury Compensation Insurance Regulations are amended by inserting, immediately after regulation 4, the following regulation:

**“Certificate of insurance to be produced for inspection**

4A. Every employer who has been issued a certificate of insurance in accordance with regulation 3, or the insurer with whom an employer enters into a contract of insurance evidenced by that certificate of insurance, shall produce a copy of that certificate of insurance when required to do so by the Commissioner or any investigation officer.”.

Made this 4th day of May 2012.

LOH KHUM YEAN  
*Permanent Secretary,  
Ministry of Manpower,  
Singapore.*

[HQ/Legis/WICA SL; AG/LLRD/SL/354/2010/1 Vol. 1]