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## **No. S 270**

### **GOVERNMENT PROCUREMENT ACT (CHAPTER 120)**

#### **GOVERNMENT PROCUREMENT (APPLICATION) (AMENDMENT) ORDER 2014**

In exercise of the powers conferred by section 4 of the Government Procurement Act, the Minister for Finance hereby makes the following Order:

#### **Citation and commencement**

1. This Order may be cited as the Government Procurement (Application) (Amendment) Order 2014 and shall come into operation on 6th April 2014.

#### **Deletion and substitution of paragraph 2A**

2. Paragraph 2A of the Government Procurement (Application) Order (O 1) (referred to in this Order as the principal Order) is deleted and the following paragraph substituted therefor:

##### **“Relevant States and relevant Protocol States**

**2A.** For the purposes of the Act, the countries and territories set out in —

- (a) Part I of the First Schedule shall be relevant States; and
- (b) Part II of the First Schedule shall be relevant Protocol States.”.

#### **Amendment of paragraph 4**

3. Paragraph 4 of the principal Order is amended —

- (a) by inserting, immediately after the words “United States of America” in sub-paragraph (1), the words “and the Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu (Chinese Taipei)”; and

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(b) by inserting, immediately after sub-paragraph (2B), the following sub-paragraphs:

“(2C) A procurement —

(a) by a contracting authority set out in Part I of the Second Schedule of —

(i) goods;

(ii) one or more of the services set out in the Third and Eighth Schedules; or

(iii) a combination of goods and one or more of such services; or

(b) by a contracting authority set out in Part III of the Second Schedule of any of the goods set out in the Fifth Schedule or a combination thereof,

is a procurement subject to the Act in relation to the Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu (Chinese Taipei) if the value of the contract in relation to the procurement is equal to or exceeds 100,000 Special Drawing Rights.

(2D) A procurement by a contracting authority set out in Part II of the Second Schedule of —

(a) goods;

(b) one or more of the services set out in the Third and Eighth Schedules; or

(c) a combination of goods and one or more of such services,

is a procurement subject to the Act in relation to the Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu (Chinese Taipei) if the value of the contract in relation to the procurement is equal to or exceeds 400,000 Special Drawing Rights.

(2E) A procurement by a contracting authority set out in Part I or II of the Second Schedule of any service set out in the Fourth Schedule, is a procurement subject to

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the Act in relation to the Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu (Chinese Taipei) if the value of the contract in relation to the procurement is equal to or exceeds 5 million Special Drawing Rights.”.

#### **Amendment of paragraph 7**

4. Paragraph 7 of the principal Order is amended by deleting sub-paragraph (10) and substituting the following sub-paragraph:

“(10) For the purpose of this paragraph, the relevant time is —

- (a) the date on which the notice of intended procurement referred to in regulation 10 of the Government Procurement Regulations 2014 (G.N. No. S 269/2014) is sent, or the date the notice ought to have been sent, to the Government Printer for publication in the *Gazette* (whichever is the earlier); or
- (b) the date on which the notice of intended procurement is published, or the date the notice ought to have been published, in GeBIZ (whichever is the earlier),

as the case may be, if the requirement to publish the notice of intended procurement in an approved medium applies to the procurement in question.”.

#### **Amendment of paragraph 8**

5. Paragraph 8 of the principal Order is amended —

- (a) by deleting the words “all relevant States other than Japan and the United States of America” in sub-paragraph (1) and substituting the words “all relevant States and relevant Protocol States other than Japan, the United States of America and the Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu (Chinese Taipei)”; and
- (b) by deleting the paragraph heading and substituting the following paragraph heading:

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**“Thresholds for relevant States and relevant Protocol States generally”.**

**Deletion and substitution of First Schedule**

6. The First Schedule to the principal Order is deleted and the following Schedule substituted therefor:

“FIRST SCHEDULE

Paragraph 2A

PART I

RELEVANT STATES

1. Japan
2. Republic of Korea
3. Netherlands (with respect to Aruba)
4. Switzerland
5. Armenia.

PART II

RELEVANT PROTOCOL STATES

1. Canada
2. European Union
3. Hong Kong Special Administrative Region of the People’s Republic of China
4. Liechtenstein
5. Norway
6. United States of America
7. The Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu (Chinese Taipei)
8. Iceland
9. Israel.”.



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9403	Sanitation and similar services (excluding hazardous waste management)
9404	Cleaning services of exhaust gases (excluding hazardous waste management)
9405	Noise abatement services (excluding hazardous waste management)
9409	Other environmental protection services not elsewhere classified (excluding hazardous waste management)
—	Voice telephone services
—	Packet-Switched data transmission services
—	Circuit-Switched data transmission services
—	Telex services
—	Telegraph services
—	Facsimile services
—	Private leased circuit services
—	Enhanced/value-added facsimile services including store and forward, store and retrieval
—	Code and protocol conversion services
—	Cellular mobile phone services
—	Trunked radio services
—	Mobile data services
—	Radio paging services.

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### **Miscellaneous amendments**

**9.** The principal Order is amended —

- (a) by inserting, immediately after the words “all relevant States” in paragraph 4(1), the words “and relevant Protocol States”;
- (b) by inserting, immediately after the words “relevant State” in the following provisions, the words “or relevant Protocol State”:

Paragraphs 4(1)(A) and 8(2)(i), (5)(a) and (6)(i)(A); and

(c) by deleting the words “South Korea” in paragraph 8(2)(i), (5)(a) and (6)(i)(A) and substituting in each case the words “Republic of Korea”.

*[G.N. Nos. S 695/2004; S 144/2006; S 736/2010;  
S 260/2012; S 553/2012; S 792/2013]*

Made this 2nd day of April 2014.

LIM SOO HOON  
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(Finance) (Performance),  
Ministry of Finance,  
Singapore.*

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