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SHARED MOBILITY ENTERPRISES (CONTROL AND LICENSING) ACT 2020 (ACT 8 OF 2020)

SHARED MOBILITY ENTERPRISES (CONTROL AND LICENSING) (CLASS LICENCE) ORDER 2021

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In exercise of the powers conferred by section 17(1) of the Shared Mobility Enterprises (Control and Licensing) Act 2020, the Land Transport Authority of Singapore, with the approval of the Minister for Transport, makes the following Order:

Citation and commencement

1. This Order is the Shared Mobility Enterprises (Control and Licensing) (Class Licence) Order 2021 and comes into operation on 17 May 2021.

Definitions

2. In this Order, unless the context otherwise requires —

“always-on declaration”, in relation to a portable speed recording device, means an undertaking by the individual giving the undertaking —

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- (a) to wear, carry or use; and
 - (b) not to switch-off or otherwise disengage the speed recording features of the portable speed recording device,

when that device is in the individual's possession;

“class licensee” means a person to whom a class licence by virtue of this Order applies but does not include a person for the time the application of that class licence is suspended or disapplied under the Act;

“class licensee A” means a class licensee providing a shared mobility service mentioned in paragraph 3(1)(a);

“corporation” includes a limited liability partnership;

“motorised personal mobility device” means a personal mobility device other than a non-motorised personal mobility device;

“non-motorised personal mobility device” means a personal mobility device that is designed to be propelled by human power only;

“portable speed recording device” includes —

- (a) a working mobile phone or like communication device;
- (b) a working wireless handheld device (such as a tablet computer); or
- (c) a wearable device (such as a smart watch),

that is installed with an appropriate speed recording application, or is otherwise designed, to measure and display to an individual carrying on his or her person or wearing the phone or device the speed at which the individual is moving, such as by riding a personal mobility device or power-assisted bicycle;

“power-assisted bicycle” means a bicycle that is equipped with an electric motor, and may be propelled by human power or by the electric motor with which it is equipped or by both;

“registrable personal mobility device” means a motorised personal mobility device that has handlebars, whether or not it has any seat.

Class licence for docked vehicles shared mobility service

3.—(1) Unless exempt under section 47 of the Act, every person who provides, at any time on or after 17 May 2021, in the course of business —

- (a) a shared mobility service using any registrable personal mobility device or power-assisted bicycle under which an individual can —
 - (i) hire a docked registrable personal mobility device or docked power-assisted bicycle to ride on wholly or partly in a public place; and
 - (ii) end the hiring of the registrable personal mobility device or power-assisted bicycle docked in or at any place, whether or not a public place; or
- (b) a shared mobility service using any motorised personal mobility device without handlebars (but not in combination with any vehicle in sub-paragraph (a)) under which an individual can —
 - (i) hire such a docked motorised personal mobility device to ride on wholly or partly in a public place; and
 - (ii) end the hiring of the motorised personal mobility device docked in or at any place, whether or not a public place,

is subject to a class licence in connection with the provision of that shared mobility service.

- (2) The conditions of the class licence are in paragraphs 4, 5 and 6.

Notice about shared mobility service

4.—(1) A class licensee must give notice to the LTA about the shared mobility service described in paragraph 3(1) it is providing, not later than —

- (a) 16 June 2021, for a class licensee who is providing a shared mobility service on 16 May 2021; or
- (b) the 30th day after starting to provide the shared mobility service on or after 17 May 2021.

(2) The notice required by sub-paragraph (1) with respect to the provision of a shared mobility service must contain the following:

- (a) the name of the class licensee, and whether the class licensee is a sole proprietor, corporation, partnership or an unincorporated association;
- (b) where the class licensee is a sole proprietor — the address of his or her place of business in Singapore, telephone number and Unique Entity Number (UEN);
- (c) where the class licensee is a corporation — the address of its place of business or registered office in Singapore, telephone number, date and place of incorporation and Unique Entity Number (UEN);
- (d) where the class licensee is a partnership or an unincorporated association — the address of its place of business or registered office in Singapore, telephone number, date and place of registration and Unique Entity Number (UEN);
- (e) the name, address and contact details of at least one person in Singapore who is authorised by the class licensee to accept on the class licensee's behalf service of notices and other documents under the Act with respect to the provision of the shared mobility service;
- (f) the name, address and contact details of at least one person in Singapore who is nominated by the class licensee as representative of the class licensee with respect to the provision of the shared mobility service;

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- (g) a description of the construction or type of vehicle, and the total number of such vehicles, used or to be used in the provision of the shared mobility service.

Updating of notice particulars

5.—(1) A class licensee must give notice to the LTA of any change in any particulars contained in a notice earlier given under this paragraph or paragraph 4.

(2) A notice of a change in particulars required by sub-paragraph (1) must be given to the LTA no later than 14 days after the change occurs.

Speed recording device condition for class licensee A

6. A class licensee A must ensure, in respect of every registrable personal mobility device or power-assisted bicycle used in providing the shared mobility service it is authorised to provide under the class licence, that —

- (a) the registrable personal mobility device or power-assisted bicycle has installed or affixed with a working speedometer or like machine or device, which can measure and display to a rider of the registrable personal mobility device or power-assisted bicycle (as the case may be) the speed at which he or she is travelling when riding the registrable personal mobility device or power-assisted bicycle;
- (b) before the hire of the registrable personal mobility device or power-assisted bicycle starts —
- (i) the hirer has in his or her possession a portable speed recording device that is not provided by the class licensee and is in working order;
 - (ii) the registrable personal mobility device or power-assisted bicycle has installed or affixed with a working bracket or like apparatus, on which a portable speed recording device may be mounted; and

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- (iii) the hirer makes an always-on declaration with regard to the wearing, carrying or use of his or her portable speed recording device when he or she is riding the registrable personal mobility device or power-assisted bicycle hired; or
- (c) before the hire of the registrable personal mobility device or power-assisted bicycle starts, the hirer —
- (i) is provided with a portable speed recording device in working order, for the hirer to wear, carry or otherwise use when riding the registrable personal mobility device or power-assisted bicycle; and
 - (ii) makes an always-on declaration with regard to the wearing, carrying or use of the portable speed recording device provided when he or she is riding the registrable personal mobility device or power-assisted bicycle hired.

Made on 14 May 2021.

CHAN HENG LOON ALAN
Chairman,
Land Transport Authority of
Singapore.

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AG/LEGIS/SL/290A/2020/5 Vol. 1]

(To be presented to Parliament under section 49 of the Shared Mobility Enterprises (Control and Licensing) Act 2020).