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CENTRAL PROVIDENT FUND ACT
(CHAPTER 36)

CENTRAL PROVIDENT FUND
(DIVISION OF FUND-RELATED ASSETS
IN MATRIMONIAL PROCEEDINGS)
(AMENDMENT) REGULATIONS 2018

In exercise of the powers conferred by section 77(1)(*ra*) of the Central Provident Fund Act, 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 (Division of Fund-Related Assets in Matrimonial Proceedings) (Amendment) Regulations 2018 and come into operation on 1 October 2018.

Amendment of regulation 2

2. Regulation 2 of the Central Provident Fund (Division of Fund-Related Assets in Matrimonial Proceedings) Regulations (Rg 35) (called in these Regulations the principal Regulations) is amended —

(a) by inserting, immediately before the definitions of “HDB flat”, “order of court” and “spouse”, the following definitions:

““Board’s website” means the Board’s website at <http://www.cpf.gov.sg>;

“closing time”, in relation to a working day, means —

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- (a) if the working day is the eve of New Year's Day, Chinese New Year or Christmas Day — 12 noon; or
- (b) in any other case — 5 p.m.;”; and
- (b) by inserting, immediately after the definition of “investment”, the following definitions:

““permitted person” means —

- (a) for any application under section 27B(1)(a)(ii)(B) or (b)(ii) of the Act — the spouse of a member;
- (b) for any notice under section 27B(5)(b) or 27H(iii)(C) of the Act — a member;
- (c) for any order of court — a member or the spouse of a member;
- (d) for any application under regulation 6(2)(b) — a member or the spouse of a member; or
- (e) any other person whom the Board permits to serve the relevant document mentioned in paragraph (a), (b), (c) or (d), as the case may be;

“relevant document” means —

- (a) any application under section 27B(1)(a)(ii)(B) or (b)(ii) of the Act;
- (b) any notice of payment or repayment to the Fund under section 27B(5)(b) of the Act relating to a specified charge or undertaking;

(c) any notice under section 27H(iii)(C) of the Act for the purposes of section 27B(5) of the Act;

(d) any order of court; or

(e) any application under regulation 6(2)(b);

“specified charge or undertaking” means a charge on, or an undertaking given in relation to, an immovable property (including an HDB flat) under section 15(9), (9A), (10), (10A), (11D) or (11E), 21(1), 21A(1), 21B(1), 27C(1)(v), 27D(1)(v), 27DA(1)(v), 27E(1)(iv) or 27F(1)(iv) of the Act;”.

Deletion of regulations 4 and 5 and substitution of regulation 4

3. Regulations 4 and 5 of the principal Regulations are deleted and the following regulation substituted therefor:

“Form of relevant document, etc.

4.—(1) Every relevant document (other than an order of court) must be in the form required by the Board.

(2) Every relevant document must be supported by any information, evidence or document that the Board requires, that is submitted within the time required by the Board.”.

Deletion and substitution of regulation 7

4. Regulation 7 of the principal Regulations is deleted and the following regulation substituted therefor:

“Service or notification of relevant documents

7.—(1) A relevant document is served on, or is notified to, the Board only if —

(a) the requirements of regulation 4 are satisfied; and

(b) the relevant document is served or is notified (as the case may be) by a permitted person in accordance with this regulation.

(2) Except as otherwise provided by paragraph (4), a relevant document must be served —

(a) by sending an electronic communication of the relevant document using an electronic online system designated by the Board for the service of that relevant document (called in this regulation the designated electronic online system), in accordance with any terms and conditions specified on the Board's website; or

(b) where the designated electronic online system is not in operation, or a permitted person is unable to use that system for any other reason, by leaving the relevant document at the office of the Board's Retirement Withdrawals Department at 238A Thomson Road, #16-00 Tower A Novena Square, Singapore 307684.

(3) Service under paragraph (2) takes effect —

(a) in a case of any service under paragraph (2)(a) — on the working day that the relevant document is capable of being retrieved, by an officer or employee of the Board using the designated electronic online system, before the closing time; and

(b) in a case of any service under paragraph (2)(b) — on the working day that the relevant document is received, by an officer or employee of the Board at the office mentioned in that paragraph, before the closing time.

(4) For the purposes of section 27B(5)(b) of the Act, the Board is notified of any payment or repayment to the Fund relating to a specified charge or undertaking in the following manner:

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- (a) where the payment or repayment is made electronically by the Housing and Development Board to the Board — when the Board receives from the Housing and Development Board an electronic notification that such payment or repayment has been received from or for the member;
- (b) where the payment or repayment is made using any cashier's order, cheque or any other payment instrument designated by the Board — when the cashier's order, cheque or other payment instrument is received at any office of the Board by an officer or employee of the Board.”.

*[G.N. Nos. S 88/2009; S 710/2012; S 234/2015;
S 787/2015; S 658/2016]*

Made on 26 September 2018.

AUBECK KAM
*Permanent Secretary,
Ministry of Manpower,
Singapore.*

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