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INFRASTRUCTURE PROTECTION ACT 2017 (ACT 41 OF 2017)

INFRASTRUCTURE PROTECTION (SPECIAL DEVELOPMENTS AND SPECIAL INFRASTRUCTURES) REGULATIONS 2018

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In exercise of the powers conferred by section 83 of the Infrastructure Protection Act 2017, the Minister for Home Affairs makes the following Regulations:

Citation and commencement

1. These Regulations are the Infrastructure Protection (Special Developments and Special Infrastructures) Regulations 2018 and come into operation on 18 December 2018.

Modification of approved security plan for special infrastructure

2.—(1) This regulation applies to the modification of an approved security plan for a special infrastructure under section 38(3) or 45(3) of the Act.

(2) The Commissioner may, at any time and by written notice to the responsible person of a special infrastructure, require an approved security plan for the special infrastructure to be modified and submitted for the Commissioner's approval in the manner and within the time specified in the notice.

(3) Where the Commissioner gives a notice under paragraph (2) —

- (a) the responsible person must comply with the notice; and
- (b) the Commissioner may, on receiving the modified security plan from the responsible person in response to the notice, approve the modified security plan or issue a further notice under that paragraph.

(4) The responsible person of a special infrastructure may also, at any time, apply for the Commissioner's approval to modify an approved security plan for the special infrastructure.

(5) An application under paragraph (4) must be made in such form and manner, and be accompanied or supported by the modified security plan and such other information and documents, as the Commissioner may require.

(6) On reviewing an application under paragraph (4), the Commissioner may —

- (a) approve the modified security plan;
- (b) by written notice to the responsible person, require the modified security plan to be further modified and resubmitted for the Commissioner's approval, in such manner and within such time as specified in the notice; or
- (c) reject the modified security plan.

(7) If any requirement under paragraph (6)(b) is not complied with within the time specified in the notice under that paragraph, or such extended time as the Commissioner may give in writing, the application mentioned in that paragraph is, on the expiry of that time, treated as rejected by the Commissioner under paragraph (6)(c).

(8) Any person who contravenes paragraph (3)(a) shall be guilty of an offence and shall be liable on conviction to a fine not exceeding \$5,000.

Changes in ownership of special development or special infrastructure

3.—(1) This regulation applies to —

- (a) a special development; or
- (b) a special infrastructure the responsible person of which is the owner of the special infrastructure.

(2) Where there is any change in the ownership of a special development or a special infrastructure mentioned in paragraph (1), the relevant person must, within 7 days after the effective date of that change —

- (a) inform the Commissioner of that change; and
- (b) furnish to the Commissioner such other information and documents relating to that change as the Commissioner may specify on the Internet website at <https://www.police.gov.sg>.

(3) Any person who, without reasonable excuse, fails to comply with paragraph (2) shall be guilty of an offence and shall be liable on conviction to a fine not exceeding \$5,000.

(4) In this regulation —

“effective date”, for a change in the ownership of a special development or a special infrastructure, means the date on which that change takes effect;

“relevant person”, for a special development or a special infrastructure, means —

- (a) where the change mentioned in paragraph (2) is the transfer of the whole of the ownership of the special development or special infrastructure to another person, the responsible person of the special development or the special infrastructure (as the case may be) immediately before the effective date of the change; or
- (b) in any other case, the responsible person of the special development or the special infrastructure (as

the case may be) on the effective date of the change mentioned in paragraph (2).

Changes in occupation of special infrastructure

4.—(1) This regulation applies to a special infrastructure the responsible person of which is the occupier of the special infrastructure.

(2) Where there is any change in the occupation of a special infrastructure mentioned in paragraph (1), the responsible person of the special infrastructure immediately before the effective date of that change must, within 7 days after the effective date of that change —

- (a) inform the Commissioner of that change; and
- (b) furnish to the Commissioner such other information and document relating to that change as the Commissioner may specify on the Internet website at <https://www.police.gov.sg>.

(3) Any person who, without reasonable excuse, fails to comply with paragraph (2) shall be guilty of an offence and shall be liable on conviction to a fine not exceeding \$5,000.

(4) In this regulation “effective date”, for a change in the occupation of a special infrastructure, means the date on which that change takes effect.

Prescribed time for section 39(2)(b) of Act

5. For the purpose of section 39(2)(b) of the Act, the prescribed time is 14 days after completion of the specified works mentioned in that section.

Prescribed time for section 46(2)(b) of Act

6. For the purpose of section 46(2)(b) of the Act, the prescribed time is 14 days after completion of the specified works mentioned in that section.

Made on 12 December 2018.

PANG KIN KEONG
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Ministry of Home Affairs,
Singapore.*

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