

**CHILDREN DEVELOPMENT CO-SAVINGS ACT  
(CHAPTER 38A, SECTIONS 3 AND 7)**

**CHILD DEVELOPMENT CO-SAVINGS REGULATIONS**

**ARRANGEMENT OF REGULATIONS**

**Regulation**

1. Citation
  2. Definitions
  3. Establishment of Scheme
  4. Managing agents
  - 4A. Eligibility for membership of Scheme
  - 4B. Determination or re-determination of birth order
  5. Application for membership of Scheme
  - 5A. Change of managing agent
  6. Co-savings arrangement
  - 6A. Other contributions to member's Child Development Account by or on behalf of member's parent
  - 6B. Child Development Credit
  7. Death of member or re-determination of birth order
  8. Change of custody, care and control
  9. Withdrawals from ChildrenChild Development Account
  - 9A. Refunds to ChildrenChild Development Account
  10. Closure of ChildrenChild Development Account, transfer of member's moneys and related matters
  11. Approved persons
  12. Prohibition against unauthorised withdrawals of moneys
  13. Retention of records
  14. Duty of officers of approved person
- The Schedule
- 

[26th April 2001]

**Citation**

1. These Regulations may be cited as the Child Development Co-Savings Regulations.

**Definitions**

2. In these Regulations, unless the context otherwise requires —

“adopted” means adopted in accordance with any written law relating to the adopting of children;

“adoptive parent” means —

(a) in relation to a child who is adopted by a couple who is married at the time of the adoption, the adoptive mother; and

(b) in relation to a child who is adopted by a person who is divorced or widowed at the time of the adoption, that person;

“approved educational or developmental institution” means any child care centre, kindergarten, special education school or early intervention centre in respect of which approval has been granted to a person under regulation 11(4)(b);

“approved institution” means any approved educational or developmental institution or any approved medical institution;

“approved medical institution” means any private hospital, medical clinic, clinical laboratory or healthcare establishment in respect of which approval has been granted to a person under regulation 11(4)(b);

“birth order”, in relation to a child, means the status of the child as the first, second, third, fourth, fifth or subsequent child of his mother or adoptive parent;

“child care centre” means any premises at which 5 or more children who are below the age of 7 years are habitually received for the purposes of care and supervision during part of the day or for longer periods;

“Child Development Account” means a bank account opened and maintained for a member under regulation 4(3), and includes any Children Development Account opened for a member before 1st May 2011;

- “Child Development Credit” means a cash grant made by the Government from time to time for the development of a child;
- “clinical laboratory” has the same meaning as in section 2 of the Private Hospitals and Medical Clinics Act (Cap. 248);
- “co-savings arrangement” means the co-savings arrangement referred to in section 3(1)(a) of the Act;
- “co-savings member” means a member who is eligible for the co-savings arrangement;
- “Director” means a Director of the Ministry of Community Development, Youth and Sports appointed by the Minister for the purposes of these Regulations;
- “early intervention centre” means an entity which provides any early intervention programme that is —
- (a) intended for children with one or more disabilities; and
  - (b) registered with the National Council of Social Service or the Centre for Enabled Living;
- “estimated delivery date” means the estimated date of delivery of a child as certified by a medical practitioner;
- “healthcare establishment” has the same meaning as in section 2 of the Private Hospitals and Medical Clinics Act;
- “insurer” has the same meaning as in the Central Provident Fund (Private Medical Insurance Scheme) Regulations 2005 (G.N. No. S 428/2005);
- “integrated medical insurance plan” has the same meaning as in the Central Provident Fund (Private Medical Insurance Scheme) Regulations 2005;
- “managing agent” means a person appointed by the Minister as a managing agent under regulation 4;
- “medical clinic” has the same meaning as in section 2 of the Private Hospitals and Medical Clinics Act;

“MediShield Scheme” means the MediShield Scheme established under section 53 of the Central Provident Fund Act (Cap. 36);

“member” means a member of the Scheme;

“NETS” means the electronic funds transfer at point-of-sale system commonly known as NETS;

“parent” includes an adoptive parent;

“premium” means any premium payable in respect of —

(a) insurance cover under the MediShield Scheme; or

(b) an integrated medical insurance plan,

and includes any goods and services tax thereon;

“private hospital” has the same meaning as in section 2 of the Private Hospitals and Medical Clinics Act;

“relevant time”, in relation to —

(a) a child who is not adopted, means the date on which he is born or the date on which he becomes a citizen of Singapore, whichever is the later; and

(b) a child who is an adopted child, means the date on which he is adopted or the date on which he becomes a citizen of Singapore, whichever is the later.

“Scheme” means the Child Development Co-Savings Scheme established under regulation 3;

“service agreement”, in relation to a managing agent, means the agreement entered into between the Government and the managing agent in relation to the operation and administration of the Scheme;

“sibling” means the natural sibling, step-sibling or adopted sibling of a member;

“special education school” means a school which provides special education to pupils with mental or physical disabilities.

### **Establishment of Scheme**

**3.** For the purposes of Part II of the Act, there shall be established a scheme to be called the Child Development Co-Savings Scheme.

### **Managing agents**

**4.—(1)** The Minister may appoint one or more managing agents to operate and administer the Scheme for and on behalf of the Minister on the terms and conditions specified in the service agreement or agreements.

(2) A managing agent shall have such powers and perform such duties as may be imposed by these Regulations or as may be specified in the service agreement.

(3) A managing agent shall, on receipt of an application under regulation 5(3A) and on the instruction of the Director, open and maintain for the member concerned a Child Development Account —

(a) into which shall be credited —

- (i) in the case of a co-savings member, any co investment sum contributed by or on behalf of any parent of the member under regulation 6(1);
- (ii) in the case of a co-savings member, any co-payment sum contributed by the Government under regulation 6(2);
- (iii) any other sum contributed by or on behalf of any parent of the member under regulation 6A(1);
- (iv) in the case of a member whose parents have obtained a judgment for the dissolution or annulment of their marriage or judicial separation, any matrimonial assets divided between the parents by a court pursuant to the divorce, annulment or judicial separation proceedings and ordered to be transferred into the member's Child Development Account;
- (v) any Child Development Credit for which the member is eligible; and

(vi) interest to be paid by the managing agent on the amount standing to the credit of the member's Child Development Account at such rate per annum and at such intervals as the managing agent may determine; and

(b) out of which shall be met all withdrawals authorised under regulation 9.

(4) A managing agent may, with the approval of the Minister and by instrument in writing, delegate all or any of its powers and duties referred to in paragraph (2) to any person.

(5) Any power conferred on or duty imposed on a managing agent or delegated by a managing agent to another person shall be subject to the authority and directions of the Minister.

### **Eligibility for membership of Scheme**

**4A.**—(1) Where a child was born on or after 1st April 2001 but before 1st August 2004, the child shall be eligible to become a co-savings member if the following conditions are satisfied:

(a) he is a citizen of Singapore at the time of his birth or he becomes a citizen of Singapore within 6 years of his birth;

(b) his mother —

(i) is lawfully married to his natural father at the time he is conceived; or

(ii) becomes lawfully married to his natural father after he is conceived, whether or not such marriage remains subsisting;

(c) he is born alive to his mother ; and

(d) he is the second or third child born alive to his mother.

(2) Subject to regulation 4B, where a child who is not adopted is born —

(a) on or after 1st August 2004, but before 17th August 2008; or

- (b) before 1st August 2004, but the estimated delivery date of the child is a date on or after 1st August 2004,

the child shall be eligible to become a co-savings member if the following conditions are satisfied:

- (i) he is a citizen of Singapore at the time of his birth or he becomes a citizen of Singapore within 6 years of his birth;
- (ii) his mother —
  - (A) is lawfully married to his natural father at the time he is conceived; or
  - (B) becomes lawfully married to his natural father after he is conceived, whether or not such marriage remains subsisting;
- (iii) he is born alive to his mother; and
- (iv) he is the second, third or fourth child of his mother at the relevant time.

(2A) Subject to regulation 4B, where a child who is not adopted is born —

- (a) on or after 17th August 2008; or
- (b) before 17th August 2008, but the estimated delivery date of the child is a date on or after 17th August 2008,

the child shall be eligible to become a co-savings member if the following conditions are satisfied:

- (i) he is a citizen of Singapore at the time of his birth or he becomes a citizen of Singapore within 6 years of his birth;
- (ii) his mother —
  - (A) is lawfully married to his natural father at the time he is conceived; or
  - (B) becomes lawfully married to his natural father after he is conceived, whether or not such marriage remains subsisting; and
- (iii) he is born alive to his mother.

(2B) Without prejudice to paragraphs (1), (2) and (2A), with effect from 1st May 2011, a child who is not adopted shall be eligible to become a member if the following conditions are satisfied:

- (a) he is born on or after 1st January 2005;
- (b) he is a citizen of Singapore at the time of his birth or he becomes a citizen of Singapore within 6 years of his birth; and
- (c) he is born alive to his mother.

(3) Subject to regulation 4B, a child who is born, and adopted, on or after 1st August 2004 but before 17th August 2008 shall be eligible to become a co-savings member if the following conditions are satisfied:

- (a) he is a citizen of Singapore at the time of his adoption or he becomes a citizen of Singapore within 6 years of his birth;
- (b) his adoptive parent is a person who is lawfully married, or widowed or divorced, at the time he is adopted;
- (c) he is the second, third or fourth child of his adoptive parent at the relevant time; and
- (d) he is below 6 years of age at the time he is adopted.

(4) Subject to regulation 4B, a child who is born, and adopted, on or after 17th August 2008 shall be eligible to become a co-savings member if the following conditions are satisfied:

- (a) he is a citizen of Singapore at the time of his adoption or he becomes a citizen of Singapore within 6 years of his birth;
- (b) his adoptive parent is a person who is lawfully married, or widowed or divorced, at the time he is adopted; and
- (c) he is below 6 years of age at the time he is adopted.

(5) Without prejudice to paragraphs (3) and (4), with effect from 1st May 2011, a child who is adopted shall be eligible to become a member if the following conditions are satisfied:

- (a) he is born, and adopted, on or after 1st January 2005;

- (b) he is a citizen of Singapore at the time of his adoption or he becomes a citizen of Singapore within 6 years of his birth; and
- (c) he is below 6 years of age at the time he is adopted.

**Determination or re-determination of birth order**

**4B.**—(1) The birth order of a child referred to in regulation 4A(2), (2A), (3) or (4) for the purposes of these Regulations shall be determined or re-determined, as the case may be, in accordance with this regulation.

(2) In determining or re-determining the birth order of a child referred to in regulation 4A(2), (2A), (3) or (4) at the relevant time —

- (a) any step-child of his mother or adoptive parent, as the case may be, shall be disregarded;
- (b) where the child is adopted by a man who is divorced, any other child of the man, being a child who is —
  - (i) his natural child; or
  - (ii) an adopted child who is not solely adopted by him, shall be disregarded;
- (c) any other child of his mother or adoptive parent, as the case may be, being a child who is not a citizen of Singapore at the relevant time shall be disregarded;
- (d) any other child of his mother or adoptive parent, as the case may be, being a child who has been adopted by another person (other than the spouse of the mother or adoptive parent) at the relevant time, shall be disregarded; and
- (e) any other child of his mother or adoptive parent, as the case may be, who is deceased at the relevant time shall be taken into account.

(3) Notwithstanding paragraph (2)(e), where the mother or adoptive parent of a child whose birth order is being determined or re-determined under this regulation has had 4 or more other children before the relevant time but fewer than 4 of those children are living at

the relevant time, the child shall be treated as if he is a fourth child for the purposes of these Regulations.

(4) The determination of the birth order of a child referred to in regulation 4A(2) or (2A) at the relevant time shall be based on the chronological order of —

- (a) his date of birth;
- (b) the date of birth of every other natural child of his mother, being a child who is a citizen of Singapore at the relevant time; and
- (c) where his mother has any adopted child, the date of adoption of that adopted child or the date on which that adopted child became a citizen of Singapore, whichever is the later.

(5) The determination of the birth order of a child referred to in regulation 4A(3) or (4) at the relevant time shall be based on the chronological order of —

- (a) the date of adoption of the child or the date on which the child becomes a citizen of Singapore, whichever is the later;
- (b) the date of birth of every other natural child of his adoptive parent, being a child who is a citizen of Singapore at the relevant time; and
- (c) where his adoptive parent has any other adopted child, the date of adoption of that other adopted child or the date on which that other adopted child became a citizen of Singapore, whichever is the later.

(6) Where after a child becomes a member of the Scheme, any of the following events occurs, the birth order of the child for the purposes of these Regulations shall be re-determined in accordance with paragraphs (7) to (11) where applicable:

- (a) any other child of his mother or adoptive parent, as the case may be, who was not a citizen of Singapore at the relevant time, becomes a citizen of Singapore;
- (b) the child is adopted by another person (not being his mother or his step-father);

(c) his mother or, in the case of an adopted child, his adoptive mother dies.

(7) Where the event referred to in paragraph (6)(a) occurs in relation to a child referred to in regulation 4A(2) or (2A), the birth order of the child shall be re-determined based on the chronological order of —

(a) his date of birth;

(b) the date of birth of every other natural child of his mother, being a child who is a citizen of Singapore at the time the event occurs; and

(c) where his mother has any adopted child, the date of adoption of that adopted child or the date on which that adopted child became a citizen of Singapore, whichever is the later.

(8) Where the event referred to in paragraph (6)(a) occurs in relation to a child referred to in regulation 4A(3) or (4), the birth order of the child shall be re-determined based on the chronological order of —

(a) the date of adoption of the child or the date on which the child became a citizen of Singapore, whichever is the later;

(b) the date of birth of every natural child of his adoptive parent, being a child who is a citizen of Singapore at the time the event occurs; and

(c) where his adoptive parent has any other adopted child, the date of adoption of that other adopted child or the date on which that other adopted child became a citizen of Singapore, whichever is the later.

(9) Where the event referred to in paragraph (6)(b) occurs in relation to a child referred to in regulation 4A(2), (2A), (3) or (4), the birth order of the child shall be re-determined based on the chronological order of —

(a) the date of adoption of the child;

(b) the date of birth of every natural child of his adoptive parent, being a child who is a citizen of Singapore at the time the event occurs; and

- (c) where his adoptive parent has any other adopted child, the date of adoption of that other adopted child or the date on which that other adopted child became a citizen of Singapore, whichever is the later.

(10) Where the event referred to in paragraph (6)(c) occurs in relation to a child referred to in regulation 4A(2) or (2A), the birth order of the child shall be re-determined based on the chronological order of —

- (a) his date of birth;
- (b) the date of birth of every other natural child of his father, being a child who is a citizen of Singapore at the time the event occurs; and
- (c) where his father has any adopted child, the date of adoption of that adopted child or the date on which that adopted child became a citizen of Singapore, whichever is the later.

(11) Where the event referred to in paragraph (6)(c) occurs in relation to a child referred to in regulation 4A(3) or (4), the birth order of the child shall be re-determined based on the chronological order of —

- (a) the date of adoption of the child or the date on which the child became a citizen of Singapore, whichever is the later;
- (b) the date of birth of every natural child of his adoptive father, being a child who is a citizen of Singapore at the time the event occurs; and
- (c) where his adoptive father has any other adopted child, the date of adoption of that other adopted child or the date on which that other adopted child became a citizen of Singapore, whichever is the later.

### **Application for membership of Scheme**

5.—(1) [*Deleted by S 603/2004*]

(2) [*Deleted by S 769/2005*]

(3) A parent of a child who wishes to participate in the Scheme shall, within 6 years of the date of birth of the child —

- (a) make an application for the child to be a member, or a co-savings member, of the Scheme in such form as the Director may provide;
- (b) nominate a person to be the trustee of any Child Development Account which may be opened for the child; and
- (c) together with that person (if that person is not a parent of the child), undertake to comply with such terms and conditions as the Director may impose with respect to the membership of the Scheme.

(3A) The application shall be accompanied by an application by the person nominated as a trustee referred to in paragraph (3)(b) to the managing agent of his choice to open a Child Development Account for the child.

(3B) The application to the managing agent under paragraph (3A) shall be in such form as the managing agent may provide.

(3C) Notwithstanding paragraph (3), where the Government has determined that it will pay a Child Development Credit in any year, and the sixth anniversary of the date of birth of a child falls in that year, a parent of the child may make an application under paragraph (3) in respect of the child after that anniversary but on or before 31st December in that year.

(4) Upon receiving the application for membership, the Director shall —

- (a) determine the eligibility of the child to be a member, or a co-savings member, of the Scheme; and
- (b) notify the parent of his determination.

(4A) When the Director has determined that a child is eligible to be a member, or a co-savings member, of the Scheme —

- (a) the child shall be treated as a member or a co-savings member, as the case may be; and
- (b) the Director shall immediately forward the application to the managing agent referred to in paragraph (3A).

(5) All contributions paid by the Government under regulation 6(2), all Child Development Credits paid by the Government under regulation 6B and all withdrawals authorised under regulation 9 shall be subject to these Regulations and the terms and conditions referred to in paragraph (3)(c).

(6) The Director may, by notice in writing, amend any of the terms and conditions referred to in paragraph (3)(c).

(7) If any parent of a member or the trustee of the member's Child Development Account contravenes any provision of these Regulations or breaches any of the terms and conditions of membership referred to in paragraph (3)(c), the Director may, without prejudice to any penalty prescribed under the Act or any other remedy the Government may have in respect of such contravention or breach, do all or any of the following:

- (a) suspend or terminate the Child Development Account of the member;
- (b) in the case of a co-savings member, notwithstanding regulation 6(2), cease all further contributions payable to the member under regulation 6(2);
- (ba) notwithstanding regulation 6B, cease every further payment of the Child Development Credit to the member under that regulation;
- (c) revoke the member's membership of the Scheme.

### **Change of managing agent**

**5A.**—(1) Subject to paragraph (2), the trustee of a Child Development Account (referred to in this regulation as the existing Account) opened with a managing agent (referred to in this regulation as the existing managing agent) may at any time, at his own expense and with the approval of the Director, apply to another managing agent (referred to in this regulation as the new managing agent) to open a Child Development Account for the member concerned (referred to in this regulation as the new Account) to replace the existing Account.

(2) No application shall be allowed on or after 31st December of the year in which the sixth anniversary of the date of birth of the member falls.

(3) The application shall be in such form as the new managing agent may provide.

(4) After the new Account is opened by the new managing agent, the existing managing agent shall, as soon as practicable —

(a) close any fixed deposit or time deposit account opened under regulation 9(1)(d) and transfer any moneys standing to the credit of the member in that account on the date of closure, including any interest paid on those moneys, to the existing Account; and

(b) thereafter close the existing Account and transfer any moneys standing to the credit of the member in that Account on the date of closure, including any interest paid on those moneys, to the new Account.

(5) The reference to the Child Development Account of a member in regulations 5(7)(a), 7(2) and (3) and 10(1) shall, if at the relevant time the member has 2 such Accounts by virtue of the fact that the new Account has been opened but the existing Account has yet to be closed under paragraph (4), be read as a reference to both of these Accounts.

(6) The reference to the Child Development Account of a member in regulations 6(1) and 9 shall, if at the relevant time the member has 2 such Accounts by virtue of the fact that the new Account has been opened but the existing Account has yet to be closed under paragraph (4), be read as a reference to either of these Accounts.

### **Co-savings arrangement**

**6.—**(1) Subject to paragraphs (3) and (3A), any parent of a co-savings member, or any person on behalf of the parent, may, from time to time after a Child Development Account is opened for the member and before 1st January in the year in which the seventh anniversary of the member's date of birth falls, deposit one or more co-investment sums into the Account.

(2) Subject to paragraph (3), the Government shall contribute in respect of each co-savings member, a co-payment sum equivalent to the co-investment sum contributed by the parent of the member or any person on behalf of the parent under paragraph (1).

(3) Subject to paragraph (3A), each of the following aggregate amounts shall not exceed the relevant amount specified in the Schedule corresponding to both the co-savings member's birth order and the time that he becomes a citizen of Singapore:

(a) the aggregate amount of all co-investment sums contributed by or on behalf of any parent of the co-savings member under paragraph (1);

(b) the aggregate amount of all co-payment sums contributed by the Government under paragraph (2).

(3A) In any case where the aggregate amount of all co-investment sums contributed before 1st May 2011 under paragraph (1) exceeds the relevant amount referred to in paragraph (3) —

(a) paragraph (3)(a) shall not apply; but

(b) no additional co-investment sum shall be contributed on or after that date under paragraph (1).

(3A) [*Deleted by S 644/2007*]

(4) The Government shall, as far as practicable, pay a co-payment contribution under paragraph (2) into a co-savings member's Child Development Account by the last day of the month immediately following the month in which the corresponding co-investment sum under paragraph (1) is deposited into the Account by or on behalf of the parent of the member.

(4A) Where it is not practicable for the Government to make a co-payment contribution under paragraph (2) within the time limited by paragraph (4), the Government shall pay the co-payment contribution into the co-savings member's Child Development Account within such other period as the Minister may allow.

(4B) If the Account referred to in paragraph (4) has been closed under regulation 5A(4) at the time the Government is to pay the co-

payment contribution, the Government shall pay the contribution into the new Child Development Account of the co-savings member.

(4C) If, at the time the Government is to pay the co-payment contribution, the Account referred to in paragraph (4) has yet to be closed pursuant to regulation 5A(4) but a new Account referred to in that regulation has been opened, the Government may pay the contribution into either of those Accounts.

(5) Where the birth order of a co-savings member is re-determined under regulation 4B(6), any co-payment contribution by the Government which has not been paid in respect of the member shall be varied accordingly based on his re-determined birth order.

**Other contributions to member's Child Development Account by or on behalf of member's parent**

**6A.—**(1) Any parent of a member, or any person on behalf of the parent, may, from time to time after a Child Development Account is opened for the member and before 1st January in the year in which the seventh anniversary of the member's date of birth falls, deposit one or more sums (each not being a co-investment sum) into the Account.

(2) Where the parents of a member have obtained a judgment for the dissolution or annulment of their marriage or judicial separation, and the court dividing the matrimonial assets between the parents pursuant to the divorce, annulment or judicial separation proceedings has ordered the transfer of any sum (being a matrimonial asset) into the member's Child Development Account, that sum may be deposited into the Account at any time after the Account is opened for the member and before 1st January in the year in which the seventh anniversary of the member's date of birth falls.

(3) Subject to regulation 6(3) and (3A), a sum deposited into a co-savings member's Child Development Account under paragraph (2) shall be treated as a co-investment sum contributed by or on behalf of any parent of the member under regulation 6(1).

(4) Except as provided in paragraph (3), a sum deposited into a member's Child Development Account under paragraph (2) shall be treated as a sum contributed by or on behalf of any parent of the member under paragraph (1).

### **Child Development Credit**

**6B.**—(1) The Government may pay a Child Development Credit into the Child Development Account of any member who satisfies such eligibility criteria as the Government may determine for that payment.

(2) The Government may determine whether, and when, to pay any Child Development Credit.

### **Death of member or re-determination of birth order**

**7.**—(1) Notwithstanding regulation 6 —

(a) if a co-savings member born before 1st January 2005 —

(i) dies at any time on or before 31st December in the year in which the sixth anniversary of his date of birth falls;  
or

(ii) being a child referred to in regulation 4A(2) or (3), ceases to be the second, third or fourth child upon the re-determination of his birth order under regulation 4B(6),

the member shall cease to be a member of the Scheme, and the Government shall cease all further co-payment contributions payable to the member under regulation 6;

(b) if a co-savings member born on or after 1st January 2005 dies at any time on or before 31st December in the year in which the sixth anniversary of his date of birth falls —

(i) the member shall cease to be a member of the Scheme;  
and

(ii) the Government shall cease all further co-payment contributions payable to the member under regulation 6;

(c) if a co-savings member born on or after 1st January 2005, being a child referred to in regulation 4A(2) or (3), ceases to be the second, third or fourth child upon the re-determination of his birth order under regulation 4B(6) —

- (i) the member shall continue to be a member of the Scheme, but shall cease to be a co savings member; and
  - (ii) the Government shall cease all further co-payment contributions payable to the member under regulation 6; and
- (d) if a member (not being a co-savings member) born on or after 1st January 2005 dies at any time on or before 31st December in the year in which the sixth anniversary of his date of birth falls, the member shall cease to be a member of the Scheme.

(2) Where a member ceases to be a member of the Scheme under paragraph (1)(a)(i), (b) or (d), the moneys standing to the credit of the member's Child Development Account shall be disposed of in accordance with section 6 of the Act and the Account shall thereafter be closed.

(3) Where a member ceases to be a member of the Scheme under paragraph (1)(a)(ii), the moneys standing to the credit of the member's Child Development Account may be withdrawn by his parent and the Account shall thereafter be closed.

(4) The managing agent with whom the Child Development Account is opened shall, before closing that Account, close any fixed deposit or time deposit account opened under regulation 9(1)(d) and then transfer any moneys standing to the credit of the member in that account on the date of closure, including any interest paid on those moneys, to the Child Development Account.

(5) When a member ceases to be a co-savings member under paragraph (1)(c), the member's parent may withdraw any moneys standing to the credit of the member's Child Development Account that are in excess of the aggregate of —

- (a) the total amount of every Child Development Credit (if any) contributed by the Government to the member's Child Development Account under regulation 6B(1); and
- (b) the total amount of interest (if any) paid by the managing agent on every such Child Development Credit (if any).

**Change of custody, care and control**

8.—(1) Where —

- (a) the custody, care and control or care and control of the member is granted under an order of court or by agreement between the parents of the member to a parent or person other than the person who is the trustee of the Child Development Account; or
- (b) the member is adopted by any person other than the trustee of the Child Development Account,

the trustee shall, as soon as practicable after he knows of the occurrence of such event, notify the Director of such event.

(2) Any trustee of a Child Development Account who, without reasonable excuse, fails to comply with paragraph (1) shall be guilty of an offence and shall be liable on conviction to a fine not exceeding \$2,000.

**Withdrawals from Child Development Account**

9.—(1) A trustee may withdraw or cause the withdrawal of any moneys standing to the credit of a member in the member's Child Development Account at any time before 1st January in the year in which the seventh anniversary of the member's date of birth falls for —

- (a) the payment of any fee to —
  - (i) an approved educational or developmental institution in connection with any educational or developmental courses provided to the member or his sibling by the approved educational or developmental institution; or
  - (ii) an approved medical institution in connection with any medical services provided to the member or his sibling by the approved medical institution;
- (b) the payment of any premium payable in respect of insurance cover under the MediShield Scheme for the member or his sibling;

- (c) the payment to an insurer of any premium payable in respect of any integrated medical insurance plan of the member or his sibling ; and
  - (d) the purpose of depositing the moneys in a fixed deposit or time deposit account —
    - (i) opened by the trustee on behalf of the member with the managing agent with whom the Child Development Account was opened; and
    - (ii) approved by the Director.
- (2) All withdrawals made from the Child Development Account by the trustee under paragraph (1)(a), (b) and (c) shall —
- (a) be made by inter-bank GIRO or NETS, unless the Director otherwise permits; and
  - (b) if required by the Director, be supported by such evidence as the Director may specify.
- (2A) The Director shall not approve a fixed deposit or time deposit account under paragraph (1)(d)(ii) unless he is satisfied that the terms for the opening of the account provide that —
- (a) the account is to be maintained in Singapore dollars only;
  - (b) no moneys standing to the credit of the account or interest paid on those moneys may be withdrawn before the expiry of the term of the account;
  - (c) upon the expiry of the term of the account and unless the account is extended for another term, the managing agent must transfer the full amount deposited in the account together with any interest paid to the Child Development Account; and
  - (d) where the Child Development Account is to be closed, the managing agent must, before the Child Development Account is closed, close the account notwithstanding that the term of the account may not have expired by then, and transfer the full amount deposited in the account together with any interest paid to the Child Development Account.

(2B) A managing agent shall not, without the approval of the Director, vary any of the terms referred to in paragraph (2A)(a) to (d).

(3) Where the trustee of a member's Child Development Account wishes to withdraw the moneys standing to the credit of the member in the Account for a purpose other than that specified in paragraph (1) or for any other reason, he shall seek the approval of the Director for withdrawal of the moneys from the Account.

(4) The Director may, before approving the withdrawal referred to in paragraph (3), require the trustee to provide such information or documents as he considers necessary to support the trustee's request for the withdrawal.

(5) The Director may approve the withdrawal of the whole or such part of the moneys standing to the credit of a member's Child Development Account for a purpose other than that specified in paragraph (1) or for any other reason if he is satisfied that —

(a) the circumstances of the case warrants such withdrawal; and

(b) the withdrawal can be made before 1st January in the year in which the seventh anniversary of the member's date of birth falls.

(6) A withdrawal approved by the Director under paragraph (5) —

(a) shall be effected by such means and in such manner as the Director may determine; and

(b) shall not be made unless it is effected before 1st January in the year in which the seventh anniversary of the member's date of birth falls.

(7) Any trustee who, without the approval of the Director under paragraph (5), makes a withdrawal from the Child Development Account for any purpose other than that specified in paragraph (1) shall be guilty of an offence and shall be liable on conviction to a fine not exceeding \$20,000.

(8) Paragraphs (5)(b) and (6)(b) shall not apply to any withdrawal referred to in regulation 10(2)(c)(ii) or (3)(b)(ii)(B).

**Refunds to Child Development Account**

**9A.**—(1) Where any approved person is liable to make any refund of any payment which has been made out of a member’s Child Development Account, that approved person shall, within one month from the date on which an agreement is reached between the trustee of the member’s Child Development Account and the approved person as to the amount to be refunded, arrange for that refund to be credited directly into —

- (a) that Account;
- (b) if at the time of the refund that Account has been closed under regulation 5A(4), the new Child Development Account of the member; or
- (c) if at the time of the refund that Account has been closed and the member no longer has any Child Development Account, such other account in the name of the member as the Director may specify.

(2) Where any premium paid to an insurer in respect of an integrated medical insurance plan has been paid from moneys standing to the credit of a member in the member’s Child Development Account, and that insurer is liable to make any refund of that premium, that insurer shall, within one month from the date on which the insurer becomes liable, under the Central Provident Fund (Private Medical Insurance Scheme) Regulations 2005 (G.N. No. S 428/2005), to make the refund, arrange for that refund to be credited directly into —

- (a) that Account;
- (b) if at the time of the refund that Account has been closed under regulation 5A(4), the new Child Development Account of the member; or
- (c) if at the time of the refund that Account has been closed and the member no longer has any Child Development Account, such other account in the name of the member as the Director may specify.

**Closure of Child Development Account, transfer of member's moneys and related matters**

**10.**—(1) The Child Development Account of a member shall be closed in January in the year in which the seventh anniversary of his date of birth falls.

(1A) The managing agent with whom the Child Development Account is opened shall, before closing that Account, close any fixed deposit or time deposit account opened under regulation 9(1)(d) and then transfer any moneys standing to the credit of the member in that account on the date of closure, including any interest paid on those moneys, to the Child Development Account.

(2) Subject to paragraph (3), the amounts standing to the credit of a member in his Child Development Account before the Account is closed shall be dealt with as follows:

(a) the following amounts shall, as soon as practicable in the year in which the seventh anniversary of the member's date of birth falls, be transferred to his PSE account:

(i) where the member is a co-savings member, any moneys standing to the credit of the member in the Account on 31st December in the year in which the sixth anniversary of his date of birth falls, up to a maximum amount equivalent to the sum of —

(A) the aggregate amount of all co-investment sums deposited into the Account under regulation 6(1) or the relevant amount specified in the Schedule corresponding to both the member's birth order and the time he becomes a citizen of Singapore, whichever is the lesser;

(B) the aggregate amount of all co-payment contributions made by the Government under regulation 6(2) and paid into the Account on or before 31st December in the year in which the sixth anniversary of the member's date of birth falls; and

- (C) the aggregate amount of all Child Development Credits paid into the Account on or before 31st December in the year in which the sixth anniversary of the member's date of birth falls;
- (ia) where the member is not a co-savings member, any moneys standing to the credit of the member in the Account on 31st December in the year in which the sixth anniversary of his date of birth falls, up to a maximum amount equivalent to the aggregate amount of all Child Development Credits paid into the Account on or before 31st December in that year; and
- (ii) any interest paid on all moneys standing to the credit of the member in the Account on or before 31st December in the year in which the sixth anniversary of his date of birth falls;
- (b) the following amounts (if any) shall, as soon as practicable after the Account is closed, be transferred to his PSE account:
- (i) any co-payment contribution made by the Government under regulation 6(2) , and any Child Development Credit, which is paid into the Account in the year in which the seventh anniversary of the member's date of birth falls; and
- (ii) any interest paid on all moneys standing to the credit of the member in the Account in the year in which the seventh anniversary of his date of birth falls; and
- (c) any remainder of the moneys standing to the credit of the member in the Account when the Account is closed may be —
- (i) transferred to an account in the member's name with a bank in Singapore, being an account which is nominated by the trustee of the Account; or
- (ii) withdrawn by the trustee, if the trustee has obtained the approval of the Director under regulation 9(5) for such withdrawal.

(3) Where a member is born on or after 1st April 2001 but before 1st January 2008 —

- (a) paragraph (2) shall apply to the member unless the trustee of the member's Child Development Account elects in writing, within such period as the Director may allow, that paragraph (2) shall not apply to the member; and
- (b) if the trustee elects in writing, within the period allowed by the Director under sub-paragraph (a), that paragraph (2) shall not apply to the member, then —
  - (i) paragraph (2) shall not apply to the member; and
  - (ii) when the Account is closed, all moneys standing to the credit of the member in the Account may be —
    - (A) transferred to an account in the member's name with a bank in Singapore, being an account which is nominated by the trustee; or
    - (B) withdrawn by the trustee, if the trustee has obtained the approval of the Director under regulation 9(5) for such withdrawal.

(4) For the avoidance of doubt, any election by the trustee under paragraph (3) shall be irrevocable.

(5) Any moneys transferred to an account in a member's name with a bank in Singapore under paragraph (2)(c)(i) or (3)(b)(ii) (A), or withdrawn by the trustee of a member's Child Development Account under paragraph (2)(c)(ii) or (3)(b)(ii)(B), shall be used for the benefit of the member or his sibling.

(6) [*Deleted by S 550/2008*]

(7) In paragraph (2)(a)(i) and (ii) —

- (a) a reference to co-investment sums deposited into a member's Child Development Account includes such sums paid into any previous Child Development Account of that member and transferred to the first-mentioned Account;

- (b) a reference to co-payment contributions made by the Government and paid into a member's Child Development Account includes such contributions made by the Government and paid into any previous Child Development Account of that member and transferred to the first-mentioned Account; and
- (c) a reference to interest paid on moneys standing to the credit of a member's Child Development Account includes interest paid on moneys standing to the credit of the member in any previous Child Development Account of that member and transferred to the first-mentioned Account.

**Approved persons**

**11.—(1)** Any person who wishes to offer to a member or his sibling —

- (a) any educational or developmental courses provided by —
  - (i) a child care centre operated by the person which is licensed under section 4 of the Child Care Centres Act (Cap. 37A);
  - (ii) a kindergarten or special education school operated by the person which is registered under section 23 of the Education Act (Cap. 87) or section 36 of the Private Education Act 2009 (Act 21 of 2009); or
  - (iii) an early intervention centre operated by the person; or
- (b) any medical services provided by a private hospital, medical clinic, clinical laboratory or healthcare establishment operated by the person which is licensed under section 5 of the Private Hospitals and Medical Clinics Act (Cap. 248),

may apply to the Minister for approval as an approved person in respect of that child care centre, kindergarten, special education school, early intervention centre, private hospital, medical clinic, clinical laboratory or healthcare establishment for the purposes of the Scheme.

(2) An application by the person referred to in paragraph (1) shall be made by —

- (a) where the person is an individual, that individual;
- (b) where the person is a partnership —
  - (i) all the partners;
  - (ii) any partner applying on behalf of the partnership; or
  - (iii) any other person who satisfies the Minister that he is authorised to make the application on behalf of the partnership;
- (c) where the person is a body corporate, a director, the secretary or other principal officer of the body corporate, or any other person who satisfies the Minister that he is authorised to make the application on behalf of the body corporate; or
- (d) where the person is an unincorporated body or association of persons, any person who satisfies the Minister that he is authorised to make the application on behalf of the unincorporated body or association of persons.

(3) Every application under paragraph (1) shall be made in such form as the Minister may provide and shall be accompanied by —

- (a) particulars of the bank account into which payment out of a member's Child Development Account for any fees payable to the approved institution is to be credited in such form as the Minister may provide; and
- (b) such other information or documents as may be required by the Minister.

(4) The Minister may, on the application made by a person under paragraph (1) —

- (a) refuse to approve the person as an approved person; or
- (b) approve the person as an approved person, subject to such terms and conditions as the Minister may impose.

(5) [*Deleted by S 179/2007*]

(6) The Minister shall, on approval of a person as an approved person, issue a certificate of approval to the approved person.

(7) An approved person shall —

(a) display the certificate of approval referred to in paragraph (6) in a conspicuous place at the approved institution;

(b) verify that —

(i) the person who makes or wishes to make the withdrawals from a member's Child Development Account (not being a withdrawal made by NETS) for the payment of any fee payable to the approved institution is the trustee of the Account; and

(ii) the child in respect of whom payment is made is the member or the member's sibling;

(c) [*Deleted by S 769/2005*]

(d) notify the Minister of any change in the particulars provided in his application under paragraph (1) within 7 days of such change; and

(e) comply with such other terms and conditions as may be imposed by the Minister under paragraph (4)(b).

(8) The approved person shall not display the certificate of approval referred to in paragraph (6) at —

(a) any child care centre, kindergarten, special education school or early intervention centre which is not an approved educational or developmental institution; or

(b) any private hospital, medical clinic, clinical laboratory or healthcare establishment which is not an approved medical institution.

(9) The Minister may, without prejudice to any other penalty prescribed under the Act or any other remedy the Government may have under the Act in respect of any breach or non-compliance of these Regulations or any terms and conditions subject to which

approval of an approved person is granted, revoke the approval granted in respect of any approved institution if —

- (a) the approved person has made any false or misleading statement or furnished any document which he knows to be false or misleading in his application under paragraph (1);
- (b) the approved person is dead, bankrupt, wound-up or dissolved, as the case may be;
- (c) the approved institution —
  - (i) is no longer in operation;
  - (ii) being a child care centre, ceases to be licensed under the Child Care Centres Act (Cap. 37A);
  - (iii) being a kindergarten or special education school, ceases to be registered under the Education Act (Cap. 87) or the Private Education Act 2009 (Act 21 of 2009);
  - (iv) ceases to be an early intervention centre, a kindergarten or a special education school; or
  - (v) being a private hospital, medical clinic, clinical laboratory or healthcare establishment, ceases to be licensed under the Private Hospitals and Medical Clinics Act (Cap. 248),as the case may be;
- (d) the approved person breaches any provision of these Regulations or any of the terms and conditions subject to which approval is granted; or
- (e) the Minister considers that it is no longer in the public interest for the approved person to continue to participate in the Scheme.

(10) The Minister shall cause to be published on the website of the Ministry for Community Development, Youth and Sports at <http://www.babybonus.gov.sg> a list of approved persons and approved institutions, including any amendment or addition thereto from time to time.

(11) Any approved person who contravenes paragraph (7)(a) or (b) shall be guilty of an offence and shall be liable on conviction —

- (a) in the case of an offence under paragraph (7)(a), to a fine not exceeding \$1,000; and
- (b) in the case of an offence under paragraph (7)(b), to a fine not exceeding \$5,000.

(12) In this regulation, “certificate of approval” includes a letter of approval issued by the Minister to the approved person before 1st August 2008.

### **Prohibition against unauthorised withdrawals of moneys**

**12.—**(1) No approved person shall —

- (a) accept any payment out of or collude with any trustee of a Child Development Account to make withdrawals from the Account for any purpose other than that specified in regulation 9(1);
- (b) cause or make withdrawals from a Child Development Account without the approval or authorisation of the trustee of that Account; or
- (c) cause or make withdrawals from a Child Development Account after he has ceased to be an approved person.

(2) Any person who contravenes paragraph (1) shall be guilty of an offence and shall be liable on conviction to a fine not exceeding \$20,000.

(3) Paragraph (1)(b) does not apply to a withdrawal made by NETS.

### **Retention of records**

**13.—**(1) Every approved person shall maintain records in such form as the Director may determine of —

- (a) the account number of the Child Development Account out of which payment is made to the approved institution in respect of a member or his sibling;
- (b) the particulars of the member or sibling in respect of whom the payment is made;

- (c) the amount paid out of the Child Development Account;
  - (d) the purpose of the payment; and
  - (e) the date of the payment.
- (2) The records referred to in paragraph (1) shall —
- (a) be kept for a period of 3 years from the date of the withdrawal of the member or his sibling from the approved institution; and
  - (b) be kept confidential and not be inspected by any person other than —
    - (i) a person authorised by the Director;
    - (ii) an employee of the approved person who has been authorised in writing by the approved person to inspect such records;
    - (iii) the trustee of the Child Development Account or, where the parent of the member is not the trustee, the parent; and
    - (iv) any other person empowered or authorised to inspect such records under any written law for the time being in force.

### **Duty of officers of approved person**

**14.**—(1) Where an approved person is a body corporate or an unincorporated body or association of persons, every director, manager, secretary or other similar officer of the body corporate or unincorporated body or association of persons shall exercise reasonable diligence to ensure that the approved person complies with these Regulations and the terms and conditions imposed under regulation 11(4)(b).

(2) Any person who contravenes paragraph (1) shall be guilty of an offence and shall be liable on conviction to a fine not exceeding \$10,000.

THE SCHEDULE

Regulations 6(3) and 10(2)(a)(i)(A)

MAXIMUM AGGREGATE AMOUNT OF  
CO-INVESTMENT SUMS OR CO-PAYMENT SUMS  
CONTRIBUTABLE TO CHILD DEVELOPMENT ACCOUNT OF  
CO-SAVINGS MEMBER

<i>First column</i>	<i>Second column Member's birth order</i>			
	<i>1st child</i>	<i>2nd child</i>	<i>3rd or 4th child</i>	<i>5th or subsequent child</i>
At birth or before 1st anniversary of member's date of birth	\$6,000	\$6,000	\$12,000	\$18,000
On or after 1st anniversary of member's date of birth but before 2nd anniversary thereof	\$5,000	\$5,000	\$10,000	\$15,000
On or after 2nd anniversary of member's date of birth but before 3rd anniversary thereof	\$4,000	\$4,000	\$8,000	\$12,000
On or after 3rd anniversary of member's date of birth but before 4th anniversary thereof	\$3,000	\$3,000	\$6,000	\$9,000
On or after 4th anniversary of member's date of birth but before 5th anniversary thereof	\$2,000	\$2,000	\$4,000	\$6,000
On or after 5th anniversary of member's date of birth but before 6th anniversary thereof	\$1,000	\$1,000	\$2,000	\$3,000

For the purposes of this Schedule, "child" in the expression "1st child" or "5th or subsequent child" means a child referred to in regulation 4A(2A) or (4).

[S 226/2011]

LEGISLATIVE HISTORY  
CHILD DEVELOPMENT CO-SAVINGS REGULATIONS  
(CHAPTER 38A, RG 2)

*formerly known as the Children Development Co-Savings Regulations*

This Legislative History is provided for the convenience of users of the Children Development Co-Savings Regulations. It is not part of these Regulations.

**1. G. N. No. S 233/2001 — Children Development Co-Savings Regulations 2001**

Date of commencement : 26 April 2001

**2. G. N. No. S 442/2002 — Children Development Co-Savings (Amendment) Regulations 2002**

Date of commencement : 3 September 2002

**3. 2003 Revised Edition — Children Development Co-Savings Regulations**

Date of operation : 31 January 2003

**4. G. N. No. S 603/2004 — Children Development Co-Savings (Amendment) Regulations 2004**

Date of commencement : 1 October 2004

**5. G. N. No. S 424/2005 — Children Development Co-Savings (Amendment) Regulations 2005**

Date of commencement : 1 July 2005

**6. G. N. No. S 769/2005 — Children Development Co-Savings (Amendment No. 2) Regulations 2005**

Date of commencement : 5 December 2005

**7. G. N. No. S 179/2007 — Children Development Co-Savings (Amendment) Regulations 2007**

Date of commencement : 1 May 2007

**8. G. N. No. S 644/2007 — Children Development Co-Savings (Amendment No. 2) Regulations 2007**

Date of commencement : 30 November 2007

**9. G. N. No. S 324/2008 — Children Development Co-Savings (Amendment) Regulations 2008**

Date of commencement : 1 August 2008

**10. G. N. No. S 550/2008 — Children Development Co-Savings (Amendment No. 2) Regulations 2008**

Date of commencement : 31 October 2008

**11. G. N. No. S 644/2009 — Children Development Co-Savings (Amendment) Regulations 2009**

Date of commencement : 1 January 2010

**12. G. N. No. S 573/2010 — Children Development Co-Savings (Amendment) Regulations 2010**

Date of commencement : 11 October 2010

**13. G.N. No. S 226/2011 — Children Development Co-Savings (Amendment) Regulations 2011**

Date of commencement : 1 May 2011