CENTRAL PROVIDENT FUND ACT (CHAPTER 36, SECTION 77(1))

CENTRAL PROVIDENT FUND (RETIREMENT SUM TOPPING-UP SCHEME) REGULATIONS

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[1st July 1995]

[CAP. 36, Rg 3

Citation

1. These Regulations may be cited as the Central Provident Fund (Retirement Sum Topping-Up Scheme) Regulations.

[S 734/2016 wef 01/01/2017]

Application

2. These Regulations apply to the maintenance of a retirement sum, and the transfer or payment of moneys into a retirement account, under section 18(1) or (2) or 18A(1) of the Act.

[S 853/2015 wef 01/01/2016] [S 734/2016 wef 01/01/2017]

Definitions

3.—(1) In these Regulations, unless the context otherwise requires —

"annuity plan" has the same meaning as in section 27J of the Act;

[S 262/2012 wef 01/06/2012]

"applicable member", in relation to an application under section 18(1) or (2) of the Act, means a member who —

(a) at the time that application is decided by the Board, is entitled to withdraw a sum under section 15(2)(d), (e) or (f) of the Act; and

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(b)	has, before that time, been authority	•
	withdraw a sum under section the Act;	15(2)(d), (e) or (f) of
		[S 853/2015 wef 01/01/2016]
	l annuity" means an annuity, , which is approved by the Boar	
		[S 262/2012 wef 01/06/2012]
"approved	l bank" means any bank approve	ed by the Board;
		[S 262/2012 wef 01/06/2012]
"enhanced	d retirement sum" means 1.5 tin	mes of the prevailing

'enhanced retirement sum' means 1.5 times of the prevailing retirement sum;

[S 787/2017 wef 01/01/2018]

- "Lease Buyback Scheme" means a scheme administered by the Housing and Development Board, under which a lessee of an HDB flat who has been approved by the Housing and Development Board to take part in the scheme enters into an agreement with the Housing and Development Board to reduce the term of the lease, in consideration of a sum of money —
 - (*a*) which is to be paid in accordance with the terms and conditions of the scheme; and
 - (b) the whole or part of which may be used for the payment of a premium for an annuity plan under the Lifelong Income Scheme established and maintained by the Board under section 27K of the Act;

[S 478/2013 wef 01/08/2013]

"member's balance" means the amount referred to in section 15(6C)(a) of the Act, and any interest accruing on that amount, standing to the credit of the member;

[S 734/2016 wef 01/01/2017]

"member's investment amount" means —

(a) in respect of each investment purchased with any amount withdrawn from the member's special account under Part III or regulation 39 of the Central Provident Fund (Investment Schemes) Regulations (Rg 9) (called in these Regulations the Investment Schemes Regulations) that has not been completely disposed of, the amount (if any) by which the amount mentioned in sub-paragraph (i) exceeds the amount mentioned in sub-paragraph (ii):

- (i) the amount withdrawn from the member's special account under Part III or regulation 39 (as the case may be) of the Investment Schemes Regulations to purchase the investment;
- (ii) all proceeds from the sale of that investment and benefits of that investment (if any) that are repaid to the member's special account at any time before the transfer under regulation 4 or 6;
- (b) in respect of all investments purchased with any amount withdrawn from the member's ordinary account under Part II or regulation 39 of the Investment Schemes Regulations, the amount (if any) by which the amount mentioned in sub-paragraph (i) exceeds the amount mentioned in sub-paragraph (ii):
 - (i) the amount withdrawn from the member's ordinary account under Part II or regulation 39 (as the case may be) of the Investment Schemes Regulations to purchase the investments;
 - (ii) all proceeds from the sale of the investments and benefits of the investments (if any) that are repaid to the member's ordinary account at any time before the transfer under regulation 4 or 6; and
- (c) in respect of all investments purchased with any amount withdrawn from the member's ordinary account under Part IV or regulation 39 of the Investment Schemes Regulations, the amount (if any) by which the amount mentioned in

sub-paragraph (i) exceeds the amount mentioned in sub-paragraph (ii):

- (i) the amount withdrawn from the member's ordinary account under Part IV or regulation 39 (as the case may be) of the Investment Schemes Regulations to purchase the investments;
- (ii) the weighted average cost of the investments that are sold under Part IV of the Investment Schemes Regulations at any time before the transfer under regulation 4 or 6;

[S 734/2016 wef 01/01/2017]

"net retirement amount", in relation to a member, means the total amount that has been credited into the member's retirement account (notwithstanding any withdrawals therefrom), excluding the member's relevant deductibles;

[S 705/2012 wef 01/01/2013]

"payment" means payment of moneys other than moneys standing to the credit of the payer in the Fund, and "pay" shall be construed accordingly;

[S 513/2007 wef 01/10/2007]

[Deleted by S 734/2016 wef 01/01/2017]

"prevailing retirement sum" means the sum set out for the time being in the second column of the last item in the First Schedule to the Central Provident Fund (New Retirement Sum Scheme) Regulations (Rg 31);

[S 787/2017 wef 01/01/2018]

"reduced retirement sum", in relation to an applicable member's application under section 18(1) or (2) of the Act, means the amount last specified, before that application is decided by the Board, by the Minister to be set aside or topped-up in that applicable member's retirement account under section 15(2A)(a) of the Act;

> [S 853/2015 wef 01/01/2016] [S 734/2016 wef 01/01/2017]

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"relevant deductibles", in relation to a member, means the total of the following amounts that have been paid into the member's retirement account:

- (a) any interest under section 6(4) of the Act;
- (b) any additional interest under section 6(4B) of the Act;
- (c) any cash grant (within the meaning of section 14(5) of the Act) credited into the member's retirement account under section 14(1) of the Act, excluding such a cash grant administered by the Ministry of National Development or the Housing and Development Board;

[S 734/2016 wef 01/01/2017]

- (d) any monthly income due to the member under section 27K(6) of the Act, if
 - (i) the member is a relevant member;
 - (ii) the member has nominated any person to receive a portion of the amount payable on the member's death out of the Fund in accordance with section 25(1)(a)(iii) of the Act;

[S 734/2016 wef 01/01/2017]

- (iii) that nomination has not, to the best of the Board's knowledge, been revoked; and
- (iv) the member has applied to the Board under the Central Provident Fund (Lifelong Income Scheme) Regulations 2009 (G.N. No. S 393/2009) for the monthly income to be paid into his retirement account;

[S 853/2015 wef 01/01/2016]

(e) any amount restored to the member's retirement account under section 13(7H)(a) of the Act from the member's ordinary account, being an amount which was transferred to the member's ordinary account under regulation 9A(3) or (4) of the Central Provident Fund (New Retirement Sum Scheme) Regulations (Rg 31);

[S 734/2016 wef 01/01/2017]

(f) any amount paid to the member's account pursuant to regulation 15 of the Central Provident Fund (Retirement Sum Scheme) Regulations (Rg 16), regulation 19 of the Central Provident Fund (Revised Retirement Sum Scheme) Regulations (Rg 2) or regulation 18 of the Central Provident Fund (New Retirement Sum Scheme) Regulations;

[S 734/2016 wef 01/01/2017]

"relevant member" has the same meaning as in section 27J of the Act.

[S 44/2012 wef 06/02/2012]

(2) In these Regulations, a reference to the retirement sum applicable to a person shall be —

- (*a*) if the person has attained the age of 55 years before 1st July 1995, the retirement sum specified in the Schedule;
- (*b*) if the person has attained or will attain the age of 55 years on or after 1st July 1995 but before 1st July 2004, the retirement sum specified in the Second Schedule to the Central Provident Fund (Revised Retirement Sum Scheme) Regulations (Rg 2); and

[S 734/2016 wef 01/01/2017]

(c) if the person has attained or will attain the age of 55 years on or after 1st July 2004, the retirement sum specified in the First Schedule to the Central Provident Fund (New Retirement Sum Scheme) Regulations (Rg 31).

> [S 734/2016 wef 01/01/2017] [S 734/2016 wef 01/01/2017]

(3) In these Regulations, a reference to the relevant amount of a member is the total of the following:

(*a*) the amount in cash standing to the member's credit in the member's ordinary account and special account;

- (b) the member's investment amount, except if
 - (i) the Board approves the member's application under regulation 40(1) of the Investment Schemes Regulations to withdraw all securities which the member purchased or acquired under Part II, III or IV (as the case may be) of those Regulations; or
 - (ii) the member has died and the Board has been notified of the member's death in accordance with regulation 43A of the Investment Schemes Regulations;

[S 734/2016 wef 01/01/2017]

(c) if the member is not an applicable member and has attained 55 years of age, the amount of the retirement sum that the member has set aside;

[S 734/2016 wef 01/01/2017]

- (*d*) if the member is an applicable member, the lower of the following:
 - (i) the reduced retirement sum applicable to the member;

[S 734/2016 wef 01/01/2017]

(ii) the applicable member's net retirement amount.

[S 853/2015 wef 01/01/2016]

(4) In these Regulations, the amount of the retirement sum that has been set aside by a member at any time is determined according to the formula A - B - C, where —

- (a) A is the total amount that has been credited into the member's retirement account at that time;
- (b) B is the member's relevant deductibles at that time; and
- (c) C is the total of the following amounts that have been withdrawn from moneys standing to the credit of the member's retirement account at that time (except any amounts withdrawn from the member's relevant deductibles):

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(i)	any amount withdrawn from the member's retirement account under section 15(9), (9A), (10), (10A), (11), (11A), (11B) or (11C) of the Act;
(ii)	any amount withdrawn from the member's retirement account mentioned in section $21(1)$, $21A(1)$ or 21B(1) of the Act or transferred to the member's ordinary account under any of the following regulations:
	(A) regulation 17B of the Central Provident Fund (Approved Housing Schemes) Regulations (Rg 12);
	(B) regulation 6B of the Central Provident Fund (Approved HDB-HUDC Housing Scheme) Regulations (Rg 14);
	(C) regulation 8A of the Central Provident Fund (Approved Middle-Income Housing Scheme) Regulations (Rg 4);
	(D) regulation 7A of the Central Provident Fund (Ministry of Defence Housing Scheme) Regulations (Rg 13);
	(E) regulation 15A of the Central Provident Fund (Non-Residential Properties Scheme) Regulations (Rg 10);
	(F) regulation 23A of the Central Provident Fund (Residential Properties Scheme) Regulations (Rg 6);
(iii)	any amount transferred or paid to the member's spouse from the member's retirement account under section 27B of the Act;
(iv)	any amount restored from the member's retirement account under section $13(7H)(a)$ of the Act to an account (of that member or any other member) in the Fund;

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- (v) any amount refunded to a person from the member's retirement account under section 13(7I)(a) of the Act;
- (vi) any amount transferred to a relevant individual from the member's retirement account under section 18 of the Act;
- (vii) any amount withdrawn under regulation 12B of the Central Provident Fund (Retirement Sum Scheme) Regulations, regulation 12A of the Central Provident Fund (Revised Retirement Sum Scheme) Regulations or regulation 11A of the Central Provident Fund (New Retirement Sum Scheme) Regulations.

[S 734/2016 wef 01/01/2017]

(5) In these Regulations, the net retirement amount of an applicable member is determined according to the formula D + E - F - G, where —

- (a) D is the total of
 - (i) the amount standing to the applicable member's credit in the applicable member's retirement account immediately after the applicable member was first authorised by the Board to withdraw a sum under section 15(2)(d), (e) or (f) of the Act (called in this paragraph the applicable member's first authorisation); and
 - (ii) the total amount that has been credited into the applicable member's retirement account on or after the applicable member's first authorisation;
- (*b*) E is the total of the amounts from the applicable member's retirement account that have been used or withdrawn under section 15(6C)(*a*), (*b*) or (*c*) of the Act before the applicable member's first authorisation;
- (c) F is the applicable member's relevant deductibles at the time the net retirement amount is determined; and
- (d) G is the total of the following amounts that have been withdrawn from moneys standing to the credit of the

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applicable member's retirement account after the applicable member's first authorisation at the time the net retirement amount is determined (except any amounts withdrawn from applicable member's relevant deductibles):

- (i) any amount withdrawn from the applicable member's retirement account mentioned in section 21(1), 21A(1) or 21B(1) of the Act or transferred to the applicable member's ordinary account under any of the following regulations:
 - (A) regulation 17B of the Central Provident Fund (Approved Housing Schemes) Regulations;
 - (B) regulation 6B of the Central Provident Fund (Approved HDB-HUDC Housing Scheme) Regulations;
 - (C) regulation 8A of the Central Provident Fund (Approved Middle-Income Housing Scheme) Regulations;
 - (D) regulation 7A of the Central Provident Fund (Ministry of Defence Housing Scheme) Regulations;
 - (E) regulation 15A of the Central Provident Fund (Non-Residential Properties Scheme) Regulations;
 - (F) regulation 23A of the Central Provident Fund (Residential Properties Scheme) Regulations;
- (ii) any amount transferred or paid to the applicable member's spouse from the applicable member's retirement account under section 27B of the Act;
- (iii) any amount restored from the applicable member's retirement account under section 13(7H)(a) of the Act to an account (of that member or any other member) in the Fund;

- (iv) any amount refunded to a person from the applicable member's retirement account under section 13(7I)(*a*) of the Act;
- (v) any amount withdrawn from the applicable member's retirement account under section 15(2B) of the Act.

[S 734/2016 wef 01/01/2017]

Transfer of member's moneys to relevant individual's retirement account

4.—(1) Any member who wishes to transfer an amount of moneys out of the sum standing to his credit in the Fund to the retirement account of a relevant individual under section 18(1)(a) of the Act shall make an application in such form and supported by such evidence as the Board may require.

[S 537/2012 wef 01/11/2012]

(2) The Board may grant an application made under paragraph (1) subject to such terms and conditions as the Board may impose.

(3) Subject to paragraph (4), the Board may grant an application under paragraph (1) only if —

(*a*) where the member is below 55 years of age on the date the application is processed, the member's relevant amount on that date is more than the prevailing retirement sum; and

[S 734/2016 wef 01/01/2017]

(*b*) where the member has attained 55 years of age on the date the application is processed, the member's relevant amount on that date is more than the retirement sum applicable to the member.

> [S 853/2015 wef 01/01/2016] [S 734/2016 wef 01/01/2017]

(4) If the application under paragraph (1) is to transfer moneys to a relevant individual who is the member's spouse, the Board may grant the application only if —

(*a*) where the member is below 55 years of age on the date the application is processed, the member's relevant amount on

that date is more than half the prevailing retirement sum; and

[S 734/2016 wef 01/01/2017]

(*b*) where the member has attained 55 years of age on the date the application is processed, the member's relevant amount on that date is more than half the retirement sum applicable to the member.

> [S 853/2015 wef 01/01/2016] [S 734/2016 wef 01/01/2017]

(5) Despite paragraphs (3) and (4), the Board may grant an application by an applicable member if that member's relevant amount on that date is more than the reduced retirement sum applicable to that member.

[S 853/2015 wef 01/01/2016] [S 734/2016 wef 01/01/2017]

Transfer of member's moneys to own retirement account

4A.—(1) Subject to paragraph (3), a member who wishes to transfer an amount of moneys out of the sum standing to his credit in his ordinary account or special account, or in both accounts, to his retirement account under section 18A(1) of the Act shall make an application in such form and supported by such evidence as the Board may require.

[S 853/2015 wef 01/01/2016]

(2) The Board may grant an application made under paragraph (1) subject to such terms and conditions as the Board may impose.

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[S 537/2012 wef 01/11/2012]
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(3) The Board must not grant any application by an applicable member made under paragraph (1).

[S 853/2015 wef 01/01/2016]

Payment of moneys into retirement account, and voluntary maintenance of sum in retirement account

5.—(1) Any person, whether a member of the Fund or otherwise, who wishes —

(a) to pay money into the retirement account of a member under section 18(1)(b) or (2) of the Act; or

> [S 510/2008 wef 01/11/2008] [S 853/2015 wef 01/01/2016]

(b) to voluntarily maintain in a retirement account, under section 18(1)(c) of the Act, a retirement sum or any other sum not exceeding the enhanced retirement sum,

[S 734/2016 wef 01/01/2017]

shall make an application to the Board in such form and supported by such evidence as the Board may require.

(2) The Board may grant an application made under paragraph (1) subject to such terms and conditions as the Board may impose.

[S 510/2008 wef 01/11/2008] [S 513/2007 wef 01/10/2007]

Amount of moneys that may be transferred from member's ordinary account, special account and retirement account to relevant individual's retirement account

6.—(1) Where the Board grants a member's application to transfer moneys out of the member's ordinary account to top-up the retirement account of a relevant individual (who is not the member's spouse) under section 18(1)(a) of the Act, the amount that may be transferred out of the member's ordinary account for this purpose must not exceed —

- (a) if the member is below 55 years of age on the date the application is processed, the lower of the following:
 - (i) an amount equal to the member's relevant amount on that date, less the prevailing retirement sum;

[S 734/2016 wef 01/01/2017]

- (ii) the amount standing to the member's credit in the member's ordinary account on that date; and
- (*b*) if the member has attained 55 years of age on the date the application is processed, the lower of the following:

(i) an amount equal to the member's relevant amount on that date, less the retirement sum applicable to him;

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(ii) the amount standing to the member's credit in the member's ordinary account on that date.

(2) Where the Board grants a member's application to transfer moneys out of the member's ordinary account, special account or retirement account, or more than one of the accounts (called in this paragraph approved accounts), to top-up the retirement account of a relevant individual (who is the member's spouse) under section 18(1)(a) of the Act, the total amount that may be transferred out of the approved accounts for this purpose must not exceed —

- (a) if the member is below 55 years of age on the date the application is processed, the lower of the following:
 - (i) an amount equal to the member's relevant amount on that date, less half the prevailing retirement sum;
 - (ii) the amount standing to the member's credit in the member's ordinary account on that date; and
- (*b*) if the member has attained 55 years of age on the date the application is processed, the lower of the following:
 - (i) an amount equal to the member's relevant amount on that date, less half the retirement sum applicable to the member;
 - (ii) the total of the following:
 - (A) the amount standing to the member's credit in the member's approved accounts on that date (except the member's retirement account);
 - (B) the amount (if any) by which the amount mentioned in sub-paragraph (BA) exceeds the amount mentioned in sub-paragraph (BB):
 - (BA) the amount of retirement sum set aside in the member's retirement account on that date, less any amount transferred or paid to the member's retirement

account under section 18 or 18A of the Act;

(BB) half the retirement sum applicable to the member.

[S 734/2016 wef 01/01/2017]

(3) Where the Board grants an applicable member's application to transfer moneys out of that member's ordinary account to top-up the retirement account of a relevant individual under section 18(1)(a) of the Act, the amount that may be so transferred must not exceed the lower of the following:

(*a*) an amount equal to the member's relevant amount on the date the application is processed, less the reduced retirement sum applicable to that member;

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(b) the amount standing to that member's credit in the member's ordinary account on the date the application is processed.

[S 853/2015 wef 01/01/2016] [S 734/2016 wef 01/01/2017]

Amount of moneys by which retirement account can be topped-up

7.—(1) For the purposes of these Regulations, the maximum amount by which the retirement account of a member can be topped-up under section 18(1)(a), (b) or (c) of the Act is the enhanced retirement sum, less the amount of the retirement sum that the member has set aside.

[S 734/2016 wef 01/01/2017]

(2) The maximum amount by which the retirement account of an applicable member can be topped-up under section 18(2) of the Act —

(*a*) subject to sub-paragraph (*b*), is the normal amount that the Minister would specify under section 15(2A)(*a*) of the Act for a withdrawal from any applicable member's retirement account if the withdrawal occurred at the time of the top-up

under section 18(2) of the Act, less the amount of the member's net retirement amount; or

(*b*) if the applicable member's application to be a member of the Lifelong Income Scheme established and maintained under section 27K of the Act has been approved by the Board, is the enhanced retirement sum, less that member's net retirement amount.

[S 734/2016 wef 01/01/2017]

(3) For the purposes of these Regulations, the maximum amount which may be transferred from a member's ordinary account or special account, or from both accounts, to the member's retirement account under section 18A(1) of the Act is the enhanced retirement sum, less the amount of the retirement sum that the member has set aside.

[S 853/2015 wef 01/01/2016] [S 734/2016 wef 01/01/2017]

(4) For the purposes of section 18A(2) of the Act, the amount prescribed is the enhanced retirement sum.

[S 787/2017 wef 01/01/2018]

Payment of amount secured by charge or pledge upon sale, transfer, assignment or disposal of immovable property

8.—(1) Where —

- (a) a member sells, transfers, assigns or otherwise disposes of an immovable property (or any of his estate or interest therein) in respect of which a charge is created or constituted under section 15(9), (9A), (11D) or (11E) of the Act or a pledge is given under section 15(10) or (10A) of the Act, to any person; and
- (b) upon the sale, transfer, assignment or disposal, the amount secured by the charge or pledge (or such part of that amount as the Board may determine) is paid to the Board,

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the Board shall pay that amount into the member's ordinary account.

- (2) Where -
 - (a) a member sells, transfers, assigns or otherwise disposes of an immovable property (or any of his estate or interest therein) in respect of which a charge is created or constituted under section 27C(1)(v), 27D(1)(v)(B) or 27DA(1)(v) of the Act or a pledge is given under section 27D(1)(v)(A) of the Act, to any person; and
 - (b) upon the sale, transfer, assignment or disposal, the amount secured by the charge or pledge (or such part of that amount as the Board may determine) is paid to the Fund,

the Board shall pay that amount into the member's special account.

(3) For the purposes of section 15(10B) of the Act, each of the following is a prescribed circumstance:

- (*a*) the death of the member;
- (b) the member is entitled to withdraw the amount standing to his credit in the Fund under section 15(2)(b), (c) or (g) of the Act, and the Board has given its authority under section 15(1) of the Act for such withdrawal;
- (c) the member complies with section 15(2A)(a), (6)(a), (7B)(a) or (8A)(a) of the Act;
- (d) the member is exempt from complying with section 15(6)(a) of the Act by reason of section 15(8)(e) of the Act;
- (e) the immovable property concerned is an HDB flat, and the disposal of the immovable property consists only of a reduction of the term of the lease of the HDB flat pursuant to an agreement entered into by the member, or by the member and the other person or persons referred to in section 15(10) or (10A) of the Act, with the Housing and Development Board under the Lease Buyback Scheme;

[S 853/2015 wef 01/01/2016]

- (f) the member
 - (i) has applied, in such manner as the Board may require, for the undertaking not to be enforced;
 - (ii) has, at the time the Board considers the member's application, a relevant property charge which secures an amount not less than the amount covered by the undertaking given under section 15(10) or (10A) of the Act, as the case may be; and
 - (iii) satisfies such terms and conditions as the Board may impose.

(4) For the purposes of section 15(11F)(e) and (15)(e) of the Act, each of the following is a prescribed event:

- (a) the death of the member;
- (b) the member is entitled to withdraw the amount standing to his credit in the Fund under section 15(2)(b), (c) or (g) of the Act, and the Board has given its authority under section 15(1) of the Act for such withdrawal;
- (c) the member complies with section 15(2A)(a), (6)(a), (7B)(a) or (8A)(a) of the Act;
- (d) the member is exempt from complying with section 15(6)(a) of the Act by reason of section 15(8)(e) of the Act;

[S 853/2015 wef 01/01/2016]

(e) where the charge referred to in section 15(11F) of the Act is constituted on or after 1 January 2016, but before 1 January 2017, to secure the payment of an amount to the Board, the member has, at the time when that charge is constituted, a relevant property charge which secures an amount not less than the amount secured by the charge constituted under section 15(11D) or (11E) of the Act, as the case may be;

> [S 853/2015 wef 01/01/2016] [S 734/2016 wef 01/01/2017]

- (f) where the charge referred to in section 15(11F) of the Act is constituted before, on or after 1 January 2016 to secure the payment of an amount to the Board and sub-paragraph (e) does not apply, the member —
 - (i) has applied, in such manner as the Board may require, for that charge to be cancelled;
 - (ii) has, at the time the Board considers the member's application, a relevant property charge which secures an amount not less than the amount secured by the charge constituted under section 15(11D) or (11E) of the Act, as the case may be; and
 - (iii) satisfies such terms and conditions as the Board may impose;

- (g) where the charge referred to in section 15(15) of the Act is created before 1 January 2013 to secure the payment of an amount to the Board, the member
 - (i) has applied, in such manner as the Board may require, for that charge to be cancelled;
 - (ii) has, at the time the Board considers the member's application, a relevant property charge which secures an amount not less than the amount secured by charge created under section 15(9) or (9A) of the Act, as the case may be; and
 - (iii) satisfies such terms and conditions as the Board may impose.

[S 853/2015 wef 01/01/2016]

(4A) Paragraph (4) applies, with the following modifications, to a charge under section 27C(1)(v), 27D(1)(v)(B) or 27DA(1)(v) of the Act, as the case may be, constituted before, on or after 1 January 2016:

- (a) any reference to the member is to be read as a reference to the spouse;
- (*b*) sub-paragraphs (*e*), (*f*) and (*g*) of paragraph (4) are replaced by the following sub-paragraph:

- "(e) where the charge under section 27C(1)(v), 27D(1)(v)(B) or 27DA(1)(v) of the Act is constituted before, on or after 1 January 2016 to secure the payment of an amount to the Board, the spouse
 - (i) has applied, in such manner as the Board may require, for that charge to be cancelled;
 - (ii) has, at the time the Board considers the spouse's application, a relevant property charge which secures an amount not less than the amount secured by charge created under section 27C(1)(v), 27D(1)(v)(B) or 27DA(1)(v) of the Act, as the case may be; and
 - (iii) satisfies such terms and conditions as the Board may impose.".

(5) For the purposes of section 27D(1)(vi) of the Act, each of the following is a prescribed circumstance:

(a) the death of the spouse;

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- (b) the spouse is entitled to withdraw the amount standing to the credit of the spouse in the Fund under section 15(2)(b),
 (c) or (g) of the Act, and the Board has given its authority under section 15(1) of the Act for such withdrawal;
- (c) the spouse complies with section 15(2A)(a), (6)(a), (7B)(a) or (8A)(a) of the Act;
- (*d*) the spouse is exempt from complying with section 15(6)(*a*) of the Act by reason of section 15(8)(*e*) of the Act;
- (e) the immovable property concerned is an HDB flat, and the disposal of the immovable property consists only of a reduction of the term of the lease of the HDB flat pursuant to an agreement entered into by the spouse, or by the spouse and any other person or persons, with the Housing and Development Board under the Lease Buyback Scheme;

[S 705/2012 wef 01/01/2013] [S 853/2015 wef 01/01/2016]

- (f) where the undertaking under section 27D(1)(v)(A) of the Act is given, before, on or after 1 January 2016, the spouse —
 - (i) has applied, in such manner as the Board may require, for the undertaking not to be enforced;
 - (ii) has, at the time the Board considers the spouse's application, a relevant property charge which secures an amount not less than the amount covered by the undertaking given under section 27D(1)(v)(A) of the Act; and
 - (iii) satisfies such terms and conditions as the Board may impose.

(6) In this regulation, "relevant property charge" means a charge under section 21(1), 21A(1), 21B(1), 27E(1)(iv) or 27F(1)(iv) of the Act.

[S 853/2015 wef 01/01/2016]

(7) This regulation only applies to a member who attained 55 years of age before 1 January 1987.

[S 853/2015 wef 01/01/2016]

Transfer to retirement account of amount paid upon sale, transfer, assignment or disposal of immovable property, towards maintenance of retirement sum

9.—(1) Where —

- (a) any part of the retirement sum applicable to a member comprises an amount covered by a charge on or pledge of an immovable property under section 15(9), (9A), (10), (10A), (11D) or (11E), 21, 21A, 21B, 27C(1)(v), 27D(1)(v), 27DA(1)(v), 27E(1)(iv) or 27F(1)(iv) of the Act;
- (b) the member sells, transfers, assigns or otherwise disposes of the immovable property (or any of his estate or interest therein) to any person; and

(c) upon the sale, transfer, assignment or disposal, any amount is paid into the member's account in the Fund in accordance with regulation 8 or the relevant regulations,

the Board shall transfer to the member's retirement account, towards the maintenance of the retirement sum, the whole or such part, as the Board may determine, of the amount paid.

[S 734/2016 wef 01/01/2017]

(2) In this regulation, "relevant regulations" means such of the following regulations as may be applicable in any particular case:

- (a) the Central Provident Fund (Approved HDB-HUDC Housing Scheme) Regulations (Rg 14);
- (b) the Central Provident Fund (Approved Housing Schemes) Regulations (Rg 12);
- (c) the Central Provident Fund (Approved Middle-Income Housing Scheme) Regulations (Rg 4);
- (*d*) the Central Provident Fund (Ministry of Defence Housing Scheme) Regulations (Rg 13);
- (e) the Central Provident Fund (Non-Residential Properties Scheme) Regulations (Rg 10);
- (f) the Central Provident Fund (Residential Properties Scheme) Regulations (Rg 6).

[S 705/2012 wef 01/01/2013]

(3) This regulation only applies to a member who attained 55 years of age before 1 January 1987.

[S 853/2015 wef 01/01/2016] [S 734/2016 wef 01/01/2017]

10. [Deleted by S 537/2012 wef 01/11/2012]

Use of moneys transferred or paid to retirement account

10A.—(1) Subject to paragraph (2), any moneys transferred or paid to a member's retirement account under section 18(1)(a), (b) or (c) of the Act (including any interest paid thereon) or transferred to a member's retirement account under section 18A(1) of the Act (including any interest paid thereon) may be —

- (a) deposited before 1st January 2014 with an approved bank; [S 851/2013 wef 01/01/2014]
- (b) used to purchase an approved annuity from an insurer; or
- (c) used for the payment of a premium referred to in section 27L(1) or (1A) of the Act.

(2) No moneys transferred or paid to a member's retirement account under section 18(1)(a), (b) or (c) of the Act (including any interest paid thereon), and no moneys transferred to a member's retirement account under section 18A(1) of the Act (including any interest paid thereon), shall be withdrawn, unless such terms and conditions as the Board may impose are complied with by the member, the person applying for the withdrawal or both of them, as the Board may determine.

- (3) Where the retirement sum applicable to a member comprises
 - (a) an amount in cash; and
 - (b) an amount covered by a charge on or pledge of an immovable property under section 15(9), (9A), (10), (10A), (11D) or (11E), 21, 21A, 21B, 27C(1)(v), 27D(1)(v), 27DA(1)(v), 27E(1)(iv) or 27F(1)(iv) of the Act,

for the purposes of computing the amount that may be covered by the charge or pledge, the amount in cash shall exclude —

- (i) the member's relevant deductibles;
- (ii) any moneys transferred or paid to the member's retirement account under section 18(1)(*a*), (*b*) or (*c*) of the Act; and
- (iii) any moneys transferred to the member's retirement account under section 18A(1) of the Act.

[S 705/2012 wef 01/01/2013] [S 734/2016 wef 01/01/2017]

Payment from moneys standing to person's credit in retirement account or deposited with approved bank, where person attained age of 55 years on or after 1st January 1987

10B. Where any person has attained the age of 55 years on or after 1st January 1987, any moneys which stand to his credit in his

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retirement account or are deposited with an approved bank under regulation 10A(1)(a) (including any interest accruing thereon) may be withdrawn by him in accordance with such of the following regulations as may be applicable to him:

(a) the Central Provident Fund (Retirement Sum Scheme) Regulations (Rg 16);

[S 734/2016 wef 01/01/2017]

(b) the Central Provident Fund (Revised Retirement Sum Scheme) Regulations (Rg 2);

[S 734/2016 wef 01/01/2017]

(c) the Central Provident Fund (New Retirement Sum Scheme) Regulations (Rg 31).

> [S 262/2012 wef 01/06/2012] [S 734/2016 wef 01/01/2017]

Payment of monthly income from member's balance, where member attained age of 55 years before 1 January 1987

10C.—(1) Subject to paragraphs (2), (3) and (4) and regulation 10E and 10F, a member (not being a relevant member) who attains the age of 55 years before 1 January 1987 may be paid an income from the member's balance —

- (a) on the date on which the member attains the age of 60 years; and
- (b) at every monthly interval after that date.

[S 734/2016 wef 01/01/2017] [S 344/2017 wef 01/07/2017]

(1A) The amount of the income mentioned in paragraph (1) —

- (a) where the member's balance is less than the specified amount in paragraph (7), is the whole of the member's balance; or
- (b) in any other case, is the specified amount in paragraph (7).

[S 734/2016 wef 01/01/2017]

(2) Subject to paragraphs (3) and (4), a member (being a relevant member) who attains the age of 55 years before 1 January 1987 may

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be paid an income from the member's balance in either the month in which he attains the age of 60 years or the month after he becomes a relevant member, whichever month is later, and at every monthly interval after that payment.

[S 734/2016 wef 01/01/2017]

(2A) The amount of the income mentioned in paragraph (2) is an amount computed in accordance with the formula $(A \div N) + D$, where —

- (a) A is the difference between
 - (i) the member's balance (in dollars) at the first time when an annuity plan is issued to the member; and
 - (ii) the total of the following amounts (in dollars):
 - (A) all payments received by the member under this paragraph before the payment of the amount which is being computed;
 - (B) any other withdrawals or transfers from the member's balance that are made after the annuity plan mentioned in sub-paragraph (i) is issued to the member;
- (b) N is the larger of 60 or the total number of months in the period
 - (i) beginning with (and including) either the month in which the member attains the age of 60 years or the month after the annuity plan mentioned in sub-paragraph (a)(i) is issued to him, whichever month is later; and
 - (ii) ending with (and including) the month in which the member will attain the age of 90 years; and
- (c) D is an additional amount (in dollars) which is payable at the discretion of the Board, taking into account
 - (i) the member's balance;
 - (ii) any additional amount which may be credited to the member's account with the approved bank or

retirement account after the annuity plan mentioned in sub-paragraph (a)(i) is issued to him; and

(iii) any interest which may accrue on the additional amount mentioned in sub-paragraph (ii).

[S 734/2016 wef 01/01/2017]

(2B) Despite section 2(1A)(b) of the Act, for the purposes of paragraph (2A)(b)(ii), the month in which a member who is born on 29 February is deemed to attain the age of 90 years is February of the year in which the member attains that age.

[S 787/2017 wef 01/01/2018]

(3) Where, prior to becoming a relevant member, a member who has attained the age of 55 years before 1st January 1987 has deposited any moneys with an approved bank under regulation 10A(1)(a), upon becoming a relevant member, the member may, subject to paragraph (4) and regulation 10F(2), on the date on which he becomes a relevant member and at every monthly interval thereafter, be paid from those moneys (including any interest accruing thereon) an income of —

- (*a*) in any case where the balance of those moneys (including any interest accruing thereon) is less than the amount specified in paragraph (7), the entire balance; or
- (b) in any other case, the amount specified in paragraph (7).

[S 442/2014 wef 01/07/2014] [S 734/2016 wef 01/01/2017]

(4) Subject to regulation 10F, the monthly income that a member may be paid under paragraph (1), (2) or (3) is payable to the member until the member's balance has been exhausted or until the member's death, whichever is the earlier.

[S 734/2016 wef 01/01/2017]

- (5) [Deleted by S 442/2014 wef 01/07/2014]
- (6) [Deleted by S 442/2014 wef 01/07/2014]

(7) For the purposes of paragraphs (1A) and (3), the specified amount shall be —

(*a*) \$230 from 1st January 1987 to 31st March 1994;

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		(<i>b</i>)	\$237	from	1st April 1994 to 31st March	1995;
		(<i>c</i>)	\$243	from	1st April 1995 to 31st March	1996;
		(d)	\$251	from	1st April 1996 to 31st March	1997;
		(<i>e</i>)	\$260	from	1st April 1997 to 31st March	1998;
		(f)	\$266	from	1st April 1998 to 31st March	1999;
		(g)	\$272	from	1st April 1999 to 30th June 20	000;
		(h)	\$282	from	1st July 2000 to 30th June 20	01;
		(<i>i</i>)	\$287	from	1st July 2001 to 30th June 20	02;
		(j)	\$291	from	1st July 2002 to 30th June 20	03; and
		(<i>k</i>)	\$297	from	1st July 2003.	
					[S 26	[2/2012 wef 01/06/2012]
					[S 73	4/2016 wef 01/01/2017]

[S 734/2016 wef 01/01/2017] [S 734/2016 wef 01/01/2017]

Additional payment from amount deposited with approved bank or retained in retirement account, where member attained age of 55 years before 1 January 1987

10D.—(1) A member who is entitled to receive payment under regulation 10C(1) or (3) may apply to the Board, in such manner as the Board may require, to be paid an additional amount from the member's balance —

- (a) if the member is entitled to receive payment under regulation 10C(1), on the later of the following:
 - (i) the date on which the member attains the age of 60 years;
 - (ii) the date the Board approves the application;
- (b) if the member is entitled to receive payment under regulation 10C(3), on the later of the following:
 - (i) the date on which the member becomes a relevant member;
 - (ii) the date the Board approves the application; and

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(c) at every monthly interval after the date under sub-paragraph (a) or (b), as the case may be.

(2) If the Board approves a member's application under paragraph (1), the Board may —

- (a) impose terms and conditions; and
- (b) subject to regulation 10F, pay the member, in accordance with paragraph (1)(a) or (b) (as the case may be) and (c), such amounts as the Board may determine.

(3) The Board may, on or after a member who is entitled to receive payment under regulation 10C(1) attains the age of 60 years or who is entitled to receive payment under regulation 10C(3) becomes a relevant member, and without any application by the member under paragraph (1), pay the member at monthly intervals such additional amounts from the member's balance as the Board may determine.

[S 344/2017 wef 01/07/2017]

Payment of lower monthly income under regulations 10C(1) or (3) and 10D

10E.—(1) Despite regulations 10C(1) or (3) and 10D, a member who is entitled to receive a monthly income under any of those provisions may apply to the Board to be paid a monthly income, specified in his application, of an amount less than the monthly income provided by that provision.

[S 344/2017 wef 01/07/2017]

(2) The Board may approve an application made under paragraph (1) on such terms and conditions as the Board may impose.

[S 442/2014 wef 01/07/2014] [S 344/2017 wef 01/07/2017]

Payment of monthly income where balance in retirement account is low

10F.—(1) Subject to paragraph (2), where any amount is retained in a member's retirement account under section 15(6C)(b)(i) of the Act, and the balance of the amount so retained (including any interest accruing thereon) is less than \$20, the Board may —

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- (*a*) if the member has applied for the monthly income which he may be paid under regulation 10C(1), 10D or 10E to be paid into his account with a bank by inter-bank GIRO, pay the member the entire balance in that manner; or
- (b) retain the entire balance in the member's retirement account until there is a balance of not less than \$20 in the amount so retained (including any interest accruing thereon).

(2) Where any payment of the monthly income which a member may be paid under regulation 10C(1) or (3), 10D or 10E results in a balance of \$100 or less in the amount retained in his retirement account under section 15(6C)(b)(i) of the Act (including any interest accruing thereon), the Board may permit the entire balance to be paid together with the monthly income.

[S 442/2014 wef 01/07/2014]

Manner of payment from amount retained in retirement account, where member attained age of 55 years before 1 January 1987

10G.—(1) For a member who attains the age of 55 years before 1 January 1987, paragraphs (2) and (3) apply to the payment of —

(*a*) any monthly income or amount due to the member under regulation 10C(1) or (2) or 10E(1);

[S 787/2017 wef 01/01/2018]

- (b) any balance due to the member under regulation 10F(2); or
- (c) any additional amount due to the member under regulation 10D(1) or (3).

[S 344/2017 wef 01/07/2017] [S 734/2016 wef 01/01/2017] [S 787/2017 wef 01/01/2018]

(1A) [Deleted by S 787/2017 wef 01/01/2018]

(2) The Board may make the payments mentioned in paragraph (1) in any manner prescribed in the following sub-paragraphs, as the Board thinks fit:

(a) payment into the member's bank account;

- (b) issuing a cheque or any other physical payment instrument to the member;
- (c) crediting the member's ordinary account;
- (d) any other manner of payment applied for by the member.

[S 787/2017 wef 01/01/2018]

(3) If the Board makes payment in accordance with paragraph (2)(c), the Board may also credit to the member's ordinary account the whole or part of the interest that would have been payable on the amount of the payment if the payment had been credited to the member's ordinary account on becoming payable.

[S 787/2017 wef 01/01/2018]

(4) [Deleted by S 787/2017 wef 01/01/2018]

(5) [Deleted by S 787/2017 wef 01/01/2018]

[S 734/2016 wef 01/01/2017] [S 344/2017 wef 01/07/2017]

Death of member, or withdrawal by member under section 15(2)(b) or (c) of Act

11.—(1) Subject to section 19(3) and (4) of the Act, where any moneys have been transferred to a member's retirement account under section 18(1)(a) or (2)(a) of the Act and in accordance with these Regulations, upon the death of the member, or upon the withdrawal of any sum from the Fund by the member under section 15(2)(b) or (c) of the Act, the moneys so transferred or the balance thereof shall be credited to the account from which it was transferred.

[S 853/2015 wef 01/01/2016]

(2) Subject to section 19(7) and (8) of the Act, where any moneys have been paid to a member's retirement account before 1st November 2008 under section 18(1)(b) or (2)(b) of the Act as in force immediately before that date and in accordance with these Regulations as in force immediately before that date, upon the death of the member, the moneys so paid or the balance thereof shall be credited to the ordinary account of the person who made the payment.

[S 723/2011 wef 30/12/2011]

Redemption of charge or pledge of immovable property

- 12. Where
 - (a) any part of the retirement sum applicable to a member is secured by a charge or pledge against any immovable property; and

[S 734/2016 wef 01/01/2017]

(b) any transfer or payment of moneys into the retirement account of the member under these Regulations will result in the amount in cash and charge or pledge set aside by the member as the retirement sum exceeding the retirement sum applicable to the member,

[S 734/2016 wef 01/01/2017]

the charge or pledge shall be redeemed to the extent by which the retirement sum applicable to the member is so exceeded.

[S 734/2016 wef 01/01/2017]

THE SCHEDULE

Regulation 3(2)(a)

Retirement sum for members who have attained the age of 55 years before 1st July 1995.

First column	Second column
Date on which a member attains the age of 55 years	Retirement sum
(a) On or after 1st January 1987 but before 31st March 1989	\$30,000
(b) On or after 1st April 1989 but before 31st March 1990	\$30,900
(c) On or after 1st April 1990 but before 31st March 1991	\$31,600
(<i>d</i>) On or after 1st April 1991 but before 31st March 1992	\$32,700
(e) On or after 1st April 1992 but before 31st March 1993	\$33,800
(f) On or after 1st April 1993 but before 31st March 1994	\$34,600

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THE SCHEDULE — continued

(g) On or after 1st April 1994	\$35,400
but before 1st July 1995	

[S 734/2016 wef 01/01/2017]

[G. N. Nos. S 306/95; S 284/96; S 325/97; S 349/98; S 297/99; S 315/2000; S 590/2000; S 165/2001; S 316/2002; S 388/2004; S 285/2005; S 362/2006]

LEGISLATIVE HISTORY CENTRAL PROVIDENT FUND (RETIREMENT SUM TOPPING-UP SCHEME) REGULATIONS (CHAPTER 36, RG 3)

formerly known as the Central Provident Fund (Minimum Sum Topping-Up Scheme) Regulations

This Legislative History is provided for the convenience of users of the Central Provident Fund (Minimum Sum Topping-Up Scheme) Regulations. It is not part of these Regulations.

1. G. N. No. S 306/1995 —	Central Provident Fund (Minimum Sum Topping-Up Scheme) Regulations 1995
Date of commencement	: 1 July 1995
2. G. N. No. S 284/1996 —	Central Provident Fund (Minimum Sum Topping-Up Scheme) (Amendment) Regulations 1996
Date of commencement	: 1 July 1996
3. G. N. No. S 325/1997 —	Central Provident Fund (Minimum Sum Topping-Up Scheme) (Amendment) Regulations 1997
Date of commencement	: 1 July 1997
4. 1998 Revised Edition —	Central Provident Fund (Minimum Sum Topping-Up Scheme) Regulations
Date of operation	: 1 January 1998
5. G. N. No. S 349/1998 —	Central Provident Fund (Minimum Sum Topping-Up Scheme) (Amendment) Regulations 1998
Date of commencement	: 1 July 1998
6. G. N. No. S 297/1999 —	Central Provident Fund (Minimum Sum Topping-Up Scheme) (Amendment) Regulations 1999
Date of commencement	: 1 July 1999
7. G. N. No. S 315/2000 —	Central Provident Fund (Minimum Sum Topping-Up Scheme) (Amendment) Regulations 2000
Date of commencement	: 1 July 2000

8.	G. N. No. S 590/2000 —	Central Provident Fund (Minimum Sum Topping-Up Scheme) (Amendment No. 2) Regulations 2000
	Date of commencement	: 28 December 2000
9.	G. N. No. S 165/2001 —	Central Provident Fund (Minimum Sum Topping-Up Scheme) (Amendment) Regulations 2001
	Date of commencement	: 1 April 2001
10.	G. N. No. S 316/2002 —	Central Provident Fund (Minimum Sum Topping-Up Scheme) (Amendment) Regulations 2002
	Date of commencement	: 1 July 2002
11.	G. N. No. S 388/2004 —	Central Provident Fund (Minimum Sum Topping-Up Scheme) (Amendment) Regulations 2004
	Date of commencement	: 1 July 2004
12.	G. N. No. S 285/2005 —	Central Provident Fund (Minimum Sum Topping-Up Scheme) (Amendment) Regulations 2005
	Date of commencement	: 1 July 2005
13.	G. N. No. S 362/2006 —	Central Provident Fund (Minimum Sum Topping-Up Scheme) (Amendment) Regulations 2006
	Date of commencement	: 1 July 2006
14.	2006 Revised Edition —	Central Provident Fund (Minimum Sum Topping-Up Scheme) Regulations
	Date of operation	: 30 November 2006
15.	G. N. No. S 513/2007 —	Central Provident Fund (Minimum Sum Topping-Up Scheme) (Amendment) Regulations 2007
	Date of commencement	: 1 October 2007
16.	G. N. No. S 510/2008 —	Central Provident Fund (Minimum Sum Topping-Up Scheme) (Amendment) Regulations 2008
	Date of commencement	: 1 November 2008

111		
17. G. N. No. S 105/2009 — Central Provident Fund (Minimum Sum Topping-Up Scheme) (Amendment) Regulations 2009		
Date of commencement	: 1 April 2009	
18. G. N. No. S 395/2009 — Central Provident Fund (Minimum Sum Topping-Up Scheme) (Amendment No. 2) Regulations 2009		
Date of commencement	: 1 September 2009	
19. G. N. No. S 340/2010 — Central Provident Fund (Minimum Sum Topping-Up Scheme) (Amendment) Regulations 2010		
Date of commencement	: 1 July 2010	
20. G.N. No. S 723/2011 — Central Provident Fund (Minimum Sum Topping- Up Scheme) (Amendment) Regulations 2011		
Date of commencement	: 30 December 2011	
21. G.N. No. S 44/2012 — Central Provident Fund (Minimum Sum Topping- Up Scheme) (Amendment) Regulations 2012		
Date of commencement	: 6 February 2012	
22. G.N. No. S 262/2012 — Central Provident Fund (Minimum Sum Topping- Up Scheme) (Amendment No. 2) Regulations 2012		
Date of commencement	: 1 June 2012	
23. G.N. No. S 537/2012 — Central Provident Fund (Minimum Sum Topping- Up Scheme) (Amendment No. 3) Regulations 2012		
Date of commencement	: 1 November 2012	
24. G.N. No. S 705/2012 — Central Provident Fund (Minimum Sum Topping- Up Scheme) (Amendment No. 4) Regulations 2012		
Date of commencement	: 1 January 2013	
25. G.N. No. S 478/2013 — Central Provident Fund (Minimum Sum Topping- Up Scheme) (Amendment) Regulations 2013		
Date of commencement	: 1 August 2013	
26. G.N. No. S 851/2013 — Central Provident Fund (Minimum Sum Topping- Up Scheme) (Amendment No. 2) Regulations 2013		
Date of commencement	: 1 January 2014	

27. G.N. No. S 442/2014 — Central Provident Fund (Minimum Sum Topping- Up Scheme) (Amendment) Regulations 2014		
Date of commencement	: 1 July 2014	
28. G.N. No. S 31/2015 — Central Provident Fund (Minimum Sum Topping- Up Scheme) (Amendment) Regulations 2015		
Date of commencement	: 31 January 2015	
29. G.N. No. S 853/2015 — Central Provident Fund (Minimum Sum Topping- Up Scheme) (Amendment No. 2) Regulations 2015		
Date of commencement	: 1 January 2016	
30. G.N. No. S 734/2016 — Central Provident Fund (Minimum Sum Topping- Up Scheme) (Amendment) Regulations 2016		
Date of commencement	: 1 January 2017	
31. G.N. No. S 344/2017 — Central Provident Fund (Retirement Sum Topping-Up Scheme) (Amendment) Regulations 2017		
Date of commencement	: 1 July 2017	
32. G.N. No. S 787/2017 — Central Provident Fund (Retirement Sum Topping-Up Scheme) (Amendment No. 2) Regulations 2017		
Date of commencement	: 1 January 2018	