

**PRESIDENTIAL ELECTIONS ACT
(CHAPTER 240A, SECTION 81)**

**PRESIDENTIAL ELECTIONS (CERTIFICATE OF ELIGIBILITY)
REGULATIONS**

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Regulation

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[14th May 1993]

Citation

1. These Regulations may be cited as the Presidential Elections (Certificate of Eligibility) Regulations.

Definitions

2. In these Regulations, unless the context otherwise requires —
 - “certificate of eligibility” means the certificate referred to in section 8(1) of the Act;
 - “Committee” means the Presidential Elections Committee established under Article 18 of the Constitution;

“Secretary” means the Secretary of the Committee appointed under regulation 13.

Information and consultation

3. The Committee may inform itself on any matter in such manner as it thinks appropriate and may consult with such persons as it thinks fit.

Elections Department to supply information and assistance

4. The Elections Department shall, on request by the Committee, supply the Committee with all such information, and provide the Committee with all such assistance as the Committee requires for the purposes of performing its functions under the Constitution.

Application by person desiring to contest election

5. Any person who desires to contest in any election shall, in accordance with section 8(1) of the Act, apply to the Committee for a certificate of eligibility in Form A in the Schedule.

Incomplete applications, etc.

5A. Where an application for a certificate of eligibility —

- (a) is not in Form A in the Schedule; or
- (b) is in Form A in the Schedule but —
 - (i) the form or any part thereof (including Annexes) is incomplete; or
 - (ii) is not accompanied by a duly completed declaration at the end,

the Secretary shall without delay inform the applicant that his application for the certificate of eligibility is unsuccessful.

[S 322/2005 wef 27/05/2005]

Issue of certificate of eligibility

6.—(1) A certificate of eligibility shall be in Form B in the Schedule.

(2) Upon receipt of any application under regulation 5, the Committee shall, if it is satisfied that the applicant is a person of integrity, good character and reputation, or it is of the opinion that the applicant has such experience and ability in administering and managing financial affairs as to enable him to effectively carry out the functions and duties of the office of President, as soon as practicable and in any case not later than the day before nomination day, issue to the applicant a certificate of eligibility containing the relevant certification.

Unsuccessful applicant to be informed

7. Where the Committee is —

- (a) not satisfied that an applicant is a person of integrity, good character and reputation; or
- (b) of the opinion that an applicant who desires to contest in an election by virtue of being qualified under Article 19 (2)(g)(iv) of the Constitution is not so qualified,

the Secretary shall, as soon as practicable and in any case not later than the day before nomination day, inform the applicant accordingly of the Committee's decision.

Successful applications

8. The Secretary shall without delay notify the applicant of every successful application for a certificate of eligibility of the Committee's decision and the applicant shall collect the certificate from the Secretary not later than the day before nomination day.

Committee may request applicant to appear

9. The Committee may, if it thinks fit, request an applicant or his referees to appear before the Committee before determining whether or not to issue the applicant a certificate of eligibility under regulation 6.

Furnishing of information

10. The Committee may, if it thinks fit, request an applicant to furnish to the Committee such information as it may require.

Secretary to supply forms

11. The Secretary may supply Form A in the Schedule to any person requiring it at any time after either of the following dates, whichever is the earlier:

- (a) the date the office of the President becomes vacant prior to the expiration of the term of office of the incumbent; or
- (b) such date which is 3 months before the date of expiration of the term of office of the President.

Applications and correspondence with Committee

12. For the purpose of these Regulations, all applications to and correspondence with the Committee shall be addressed to the chairman of the Committee and channelled through the Secretary whose office shall be at the Elections Department.

Secretary to Committee

13.—(1) There shall be a Secretary to the Committee who shall be a public officer appointed by the chairman of the Committee.

(2) The Secretary to the Committee shall, in accordance with such instructions as may be given to him by the chairman of the Committee, be responsible —

- (a) for arranging the business for, and keeping the minutes of, the meetings of the Committee; and
- (b) for conveying the decisions of the Committee to the appropriate person or authority,

and shall carry out such other functions and duties as the chairman of the Committee may, from time to time, assign or direct.

THE SCHEDULE

FORM A

Regulation 5

PRESIDENTIAL ELECTIONS ACT
(CHAPTER 240A)

APPLICATION FOR CERTIFICATE OF ELIGIBILITY

IMPORTANT NOTES

- Fill up the form clearly and accurately using indelible ink.
- Do not leave any blanks in any section or Annex to the form. State either “NIL” or “NOT APPLICABLE”. Incomplete applications (including Annexes) will be unsuccessful.
- Every person who desires to be a candidate at a presidential election must apply for a Certificate of Eligibility certifying that the Presidential Elections Committee is satisfied that the person is a person of integrity, good character and reputation.
- The person will need the Certificate of Eligibility to further certify that he has held a position of seniority and responsibility in an organisation or a department of equivalent size or complexity in the public or private sector which, in the opinion of the Presidential Elections Committee, has given him such experience and ability in administering and managing financial affairs as to enable him to carry out effectively the functions and duties of the office of President, **IF, AND ONLY IF**, the person has not held office for 3 or more years —
 - as Minister, Chief Justice, Speaker, Attorney-General, Chairman of the Public Service Commission, Auditor-General, Accountant-General or Permanent Secretary; or (*See Article 19(2)(g)(i) of the Constitution*)
 - as chairman or chief executive officer of the Central Provident Fund Board (CPF Board), the Housing and Development Board (HDB), the Jurong Town Corporation (JTC), or the Monetary Authority of Singapore (MAS); or (*See Article 19(2)(g)(ii) of the Constitution*)
 - as chairman of the board of directors or chief executive officer of a company incorporated or registered under the Companies Act (Cap. 50) with a paid-up capital of at least \$100 million or its equivalent in foreign currency. (*See Article 19(2)(g)(iii) of the Constitution*)
- Do indicate clearly whether you require this further certification under Article 19(2)(g)(iv) of the Constitution from the Presidential Elections Committee.

*Presidential Elections
(Certificate of Eligibility)*

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THE SCHEDULE — *continued*

In accordance with section 8 of the Presidential Elections Act, I, the person described in sections A and B, hereby apply for a Certificate of Eligibility.

<p>ARE YOU APPLYING FOR FURTHER CERTIFICATION UNDER ARTICLE 19(2)(g)(iv) OF THE CONSTITUTION? <i>(tick whichever is relevant)</i></p>									
<input type="checkbox"/> YES <input type="checkbox"/> NO									
<p>IF NO, please tick whichever is relevant below.</p> <p>IF YES, please tick “NOT APPLICABLE” below.</p> <p>I DO NOT apply for further certification under Article 19(2)(g)(iv) of the Constitution from the Presidential Elections Committee because I seek election by virtue of having held office for 3 or more years (tick whichever is relevant) —</p> <p><input type="checkbox"/> as Minister, Chief Justice, Speaker, Attorney-General, Chairman of the Public Service Commission, Auditor-General, Accountant-General or Permanent Secretary; or <i>(See Article 19(2)(g)(i) of the Constitution)</i></p> <p><input type="checkbox"/> as chairman or chief executive officer of the Central Provident Fund Board (CPF Board), the Housing and Development Board (HDB), the Jurong Town Corporation (JTC), or the Monetary Authority of Singapore (MAS); or <i>(See Article 19(2)(ii) of the Constitution)</i></p> <p><input type="checkbox"/> as chairman of the board of directors or chief executive officer of a company incorporated or registered under the Companies Act (Cap. 50) with a paid-up capital of at least \$100 million or its equivalent in foreign currency. <i>(See Article 19(2)(g)(iii) of the Constitution)</i></p> <p><input type="checkbox"/> NOT APPLICABLE</p>									
A. PARTICULARS OF APPLICANT									
1. Name (including alias, if any) (as shown in NRIC)	NRIC No. <table border="1" style="width: 100%; height: 20px; border-collapse: collapse;"> <tr> <td style="width: 12.5%;"></td> <td style="width: 12.5%;"></td> <td style="width: 12.5%;"></td> <td style="width: 12.5%;"></td> <td style="width: 12.5%;"></td> <td style="width: 12.5%;"></td> <td style="width: 12.5%;"></td> <td style="width: 12.5%;"></td> </tr> </table>								
2. Address (for correspondence)	Tel No. <hr/> Fax No.								

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THE SCHEDULE — *continued*

3. Present Organisation I am working in.

Name: _____ Tel No.: _____

Address: _____ Fax No.: _____

Job Designation: _____

4. Employment history (give according to the office held by the applicant for 3 or more years as indicated at the top of this form)

				<i>Held</i>
<i>Organisation</i>	<i>Job Designation</i>	<i>From</i>	<i>To</i>	
(1) _____	_____	_____	_____	
—	—	—	—	
(2) _____	_____	_____	_____	
—	—	—	—	
(3) _____	_____	_____	_____	
—	—	—	—	
(4) _____	_____	_____	_____	
—	—	—	—	
(5) _____	_____	_____	_____	
—	—	—	—	
(6) _____	_____	_____	_____	
—	—	—	—	

(Note: Please continue on separate sheets if necessary.
Employment history must be substantiated by
documentary evidence.)

B. CHARACTER REFERENCE

1. *I have not been convicted of any offence by a court of law in Singapore or elsewhere.

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THE SCHEDULE — *continued*

OR

*I have been convicted by a court of law of the following offences, of which I furnish full particulars of the nature of the offence, date and court of conviction and whether I have received a free pardon in respect thereof.

<i>Nature of offence</i>	<i>Date of conviction</i>	<i>Court</i>	<i>Pardon and date of pardon, if any</i>
(1) _____	_____	_____	_____
(2) _____	_____	_____	_____
(3) _____	_____	_____	_____

2. For evidence that I am of good character and reputation, references are furnished by the following persons, not being my immediate relations. (Please attach 3 references at Annexes A1 to A3 to this application in separate sealed envelope. Each reference must be signed by a referee.)

Referees

(1) Name: _____ NRIC No.: _____

_____ Tel. No.: _____

Occupation: _____ Fax. No.: _____

Address: _____

(2) Name: _____ NRIC No.: _____

_____ Tel. No.: _____

Occupation: _____ Fax. No.: _____

Address: _____

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THE SCHEDULE — *continued*

(3) Name: _____ _____	NRIC No.: _____ _____
Period of Acquaintance: _____ _____	Tel. No.: _____ _____
Occupation: _____ _____	Fax. No.: _____ _____
Address: _____ _____	

*Delete whichever is inapplicable.

(TO BE PROVIDED ONLY IF APPLICANT IS CONTESTING ELECTION
BY VIRTUE OF BEING A PERSON QUALIFIED UNDER
ARTICLE 19(2)(g)(iv) OF CONSTITUTION)

C. DETAILS OF OCCUPATION/PROFESSION				
1. Organisation in which applicant is presently *employed/practising under.				
Name: _____ _____				
Principal business address: _____ _____				
If a company, specify its:	<i>Paid-up capital</i>	<i>Issued capital</i>	<i>Shareholders' funds</i>	<i>Related corporations</i>
	_____	_____	_____	_____
	_____			_____
Job description (briefly): _____ _____ _____ _____ _____				

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THE SCHEDULE — *continued*

<p>Period in present position: _____ From: _____ To: _____ _____</p> <p>(Please attach current particulars of company/organisation from the Registry of Companies and Businesses or other similar public record).</p>																																
<p>2. If aggregate period in present position is less than 3 years, please furnish the following particulars for any other position.</p> <p style="text-align: center;"><i>Held</i></p> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;"><i>Name of organisation</i></th> <th style="text-align: left;"><i>Job designation</i></th> <th style="text-align: left;"><i>From</i></th> <th style="text-align: left;"><i>To</i></th> <th style="text-align: left;"><i>Paid- up capital during tenure</i></th> <th style="text-align: left;"><i>Issued capital during tenure</i></th> <th style="text-align: left;"><i>Shareholders' funds during tenure</i></th> <th style="text-align: left;"><i>Related corporations</i></th> </tr> </thead> <tbody> <tr> <td>(1) _____ _____</td> <td>_____</td> <td>_____</td> <td>_____</td> <td>_____</td> <td>_____</td> <td>_____</td> <td>_____</td> </tr> <tr> <td>(2) _____ _____</td> <td>_____</td> <td>_____</td> <td>_____</td> <td>_____</td> <td>_____</td> <td>_____</td> <td>_____</td> </tr> <tr> <td>(1) _____ _____</td> <td>_____</td> <td>_____</td> <td>_____</td> <td>_____</td> <td>_____</td> <td>_____</td> <td>_____</td> </tr> </tbody> </table> <p>(Please attach current particulars of company or organisation from the Registry of Companies and Businesses or other similar public record, and an additional sheet for brief job descriptions)</p>	<i>Name of organisation</i>	<i>Job designation</i>	<i>From</i>	<i>To</i>	<i>Paid- up capital during tenure</i>	<i>Issued capital during tenure</i>	<i>Shareholders' funds during tenure</i>	<i>Related corporations</i>	(1) _____ _____	_____	_____	_____	_____	_____	_____	_____	(2) _____ _____	_____	_____	_____	_____	_____	_____	_____	(1) _____ _____	_____	_____	_____	_____	_____	_____	_____
<i>Name of organisation</i>	<i>Job designation</i>	<i>From</i>	<i>To</i>	<i>Paid- up capital during tenure</i>	<i>Issued capital during tenure</i>	<i>Shareholders' funds during tenure</i>	<i>Related corporations</i>																									
(1) _____ _____	_____	_____	_____	_____	_____	_____	_____																									
(2) _____ _____	_____	_____	_____	_____	_____	_____	_____																									
(1) _____ _____	_____	_____	_____	_____	_____	_____	_____																									

*Delete whichever is inapplicable.

D. DECLARATION
<p>I, _____, do solemnly and sincerely declare that the information supplied by me, in this application, to be true and factual.</p> <p>And I make this solemn declaration by virtue of the provisions of the Oaths and Declarations Act (Cap. 211), and subject to the penalties provided by that Act for the making of false statements in statutory declarations, conscientiously believing the statements contained in this declaration to be true in every particular.</p>

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THE SCHEDULE — *continued*

Declared at _____ this ____ day of _____ 20 ____.	_____ Signature of Applicant.
Before me	
_____ Signature of Justice of the Peace/ Commissioner for Oaths.	_____ Name (in block letters).

Annex A to Form A

PRESIDENTIAL ELECTIONS ACT Copy No: _____
(CHAPTER 240A)

To: Chairman
Presidential Elections
Committee
c/o Elections Department
11 Prinsep Link
Singapore 187949

NOTE TO APPLICANT

This form is an Annex to Form A which should be submitted together with the Form to the Chairman of the Presidential Elections Committee by the applicant who is contesting by virtue of being a person qualified under Article 19(2)(g)(iv) of the Constitution.

**RETURNS ON THE POSITION OF SENIORITY AND
RESPONSIBILITY HELD BY AN APPLICANT**

1. PARTICULARS OF APPLICANT APPLYING FOR THE
CERTIFICATE OF ELIGIBILITY

1.1 Name: _____

NRIC No.: _____

2. PARTICULARS OF COMPANY/ORGANISATION REFERRED TO
IN SECTION C ITEM *1 OR 2 OF FORM A

2.1 Name and address

Registry of Company
Registration No.

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THE SCHEDULE — *continued*

_____ _____ _____ _____ _____ _____ Singapore ()	Telephone No. _____ _____ Fax No. _____ _____
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2.2 Nature of business of the aforementioned company/organisation.

2.3 Names of members of the Board of directors of the aforementioned company/organisation during the period the applicant held the position.

Company/organisation name: _____

(a) _____
(Chairman)

(b) _____

(c) _____

(d) _____

(e) _____

*Delete whichever is inapplicable.

2.4 Description of duties and responsibilities of position of the applicant in the aforementioned company/organisation (where applicable).

THE SCHEDULE — *continued*

2.5 Organisation chart (as attached) relating to position in the
aforementioned company/organisation (where applicable).

2.6 The financial status of the aforementioned company/organisation of the
last 4 successive years immediately prior to the date of this application or
the date the applicant ceased to hold the last position of seniority and
responsibility mentioned in Form A.

Items	Year 1 ()	Year 2 ()	Year 3 ()	Year 4 ()
(a) Paid-up capital	_____	_____	_____	_____
(b) Total assets	_____	_____	_____	_____
(c) Shareholders' funds	_____	_____	_____	_____
(d) Net profit after tax	_____	_____	_____	_____
(e) Rate of dividend paid	_____	_____	_____	_____

2.7.1 Has the aforementioned company/organisation been convicted of any
offences, or been subject to any civil or criminal penalties (including any
warnings issued) under any written law, during the period when the
applicant held any position of seniority and responsibility described in
Form A?

* Yes

*No

If yes, give details as required below:

(a) Date of conviction/imposition of penalty/warning: _____

(b) Nature of offence/penalty/warning: _____

(c) Amount of fine/penalty: _____

2.7.2 To your knowledge, are there any civil and/or criminal actions pending
against the aforementioned company/organisation?

* Yes

*No

If yes, please give details:

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THE SCHEDULE — *continued*

*Delete whichever is inapplicable.

3. DECLARATION BY APPLICANT

I, _____, do solemnly and sincerely declare that the information supplied by me, in this application, to be true and factual.

And I make this solemn declaration by virtue of the provisions of the Oaths and Declarations Act (Cap. 211), and subject to the penalties provided by that Act for the making of false statements in statutory declarations, conscientiously believing the statements contained in this declaration to be true in every particular.

Signature of Applicant.

Declared at _____ this ____ day of _____ 20 ____.

Before me

Signature of Justice of the Peace/
Commissioner for Oaths.

Name (in block letters).

4. DECLARATION BY

4.1 Company secretary

I, _____ (Name and NRIC No.), do certify to the best of my knowledge and belief that the particulars given above are true and correct.

Date: _____

Signature

4.2 Company auditors

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THE SCHEDULE — *continued*

(Name of auditing firm)

We, _____, do certify to the best of our

knowledge and belief that the particulars given above in respect of the financial status of the company/organisation are true and correct.

Date: _____
_____ Signature

FORM B

Regulation 6(1)

PRESIDENTIAL ELECTIONS ACT
(CHAPTER 240A)

CERTIFICATE OF ELIGIBILITY

To:
(Name and NRIC Number of
Applicant)

From:
Chairman,
Presidential Elections Committee

The Presidential Elections Committee, in accordance with section 8(2) of the Presidential Elections Act, hereby certifies that, for the purposes of the presidential election to be held not later than * _____ the said Committee is satisfied that the abovenamed applicant is a person of integrity, good character and reputation.

**The Presidential Elections Committee further certifies that, for the purposes of the said presidential election, it is of the opinion that the abovenamed applicant, having held office for a period of not less than 3 years in such position of seniority and responsibility in such organisation or department in the public or private sector described in Article 19(2)(g)(iv) of the Constitution, has such experience and ability in administering and managing financial affairs as to enable him to carry out effectively the functions and duties of the office of President of the Republic of Singapore.

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THE SCHEDULE — *continued*

.....
Date

.....
*for and on behalf of
the Presidential Elections Committee*

- * This date should be the date of expiration of the office of the President or such date which is 6 months from the date the office of the President becomes vacant prior to such expiration.
- ** To be included if the applicant is contesting by virtue of being qualified under Article 19(2)(g)(iv) of the Constitution.

[G.N. Nos. S 181/93; S 140/99]

LEGISLATIVE HISTORY
PRESIDENTIAL ELECTIONS (CERTIFICATE OF ELIGIBILITY)
REGULATIONS
(CHAPTER 240A, RG 2)

This Legislative History is provided for the convenience of users of the Presidential Elections (Certificate of Eligibility) Regulations. It is not part of these Regulations.

1. G. N. No. S 181/1993 — Presidential Elections (Certificate of Eligibility) Regulations 1993

Date of commencement : 14 May 1993

2. 1994 Revised Edition — Presidential Elections (Certificate of Eligibility) Regulations

Date of operation : 30 March 1994

3. G. N. No. S 140/1999 — Presidential Elections (Certificate of Eligibility) (Amendment) Regulations 1999

Date of commencement : 3 April 1999

4. 2000 Revised Edition — Presidential Elections (Certificate of Eligibility) Regulations

Date of operation : 31 January 2000

5. G. N. No. S 322/2005 — Presidential Elections (Certificate of Eligibility) (Amendment) Regulations 2005

Date of commencement : 27 May 2005