

Central Provident Fund Act

ARRANGEMENT OF SECTIONS

PART I

PRELIMINARY

Section

1. Short title
2. Interpretation
3. Establishment and constitution of Central Provident Fund Board
4. Membership of Board
- 4A. Appointment of officers and employees
5. Appointment of inspectors
- 5A. Budget
- 5B. Issue of shares, etc.
- 5C. Symbol or representation of Board
- 5D. Directions by Minister

PART II

CONTRIBUTIONS TO FUND

6. Establishment of Central Provident Fund
7. Rates of contributions
8. Agreement by statutory body to pay excess contributions deemed void
9. Payment of interest on contributions in arrears
- 9A. Contributions by self-employed person
- 9B. Estimated contributions by collectors
- 9C. Waiver of contributions
- 9D. Disclosure and provision of information to facilitate administration of contributions under section 9A or 9B
10. Expenses, etc.
11. Financial provisions
12. Contributions to be paid into Fund
13. Crediting of contributions and interest into subsidiary accounts, etc.

Section

- 13A. Power to impose conditions relating to contributions by self-employed persons
- 13B. Voluntary contributions
- 13C. Other contributions to Fund
- 14. Payment of cash grant by Government or other payments into Fund
- 14A. Loan by Government to member

PART III

WITHDRAWAL OF CONTRIBUTIONS

- 15. Authorisation and conditions for withdrawal from Fund
- 15A. Restrictions on withdrawals to ensure repayment of approved loan
- 15B. Setting aside additional sum
- 16. Restrictions on withdrawal from medisave account
- 16A. Withdrawal from medisave account of deceased member
- 17. Withdrawal from special account for loan, etc.
- 18. Transfer or payment of moneys to retirement account or special account, and voluntary maintenance of sum in retirement account
- 18A. Transfer of member's moneys in ordinary account or special account to retirement account
- 18B. Transfer of member's money in ordinary account to special account
- 18C. Transfer of member's moneys in ordinary account or special account to medisave account
- 18D. Transfer of member's moneys in ordinary account or special account to medisave account of related person
- 19. Provisions relating to moneys transferred or paid to relevant individual's, parent's, grandparent's, spouse's or sibling's retirement account on death or withdrawal under section 15(2)(b) or (c)
- 19A. Provisions relating to moneys transferred or paid to relevant individual's, spouse's or sibling's special account on death or withdrawal under section 15(2)(b) or (c)
- 19B. Exceptions to sections 19(1) and (2) and 19A(1) and (2)
- 19C. Exceptions to sections 19(5) and (6) and 19A(5) and (6)
- 20. Withdrawals
- 21. Charge on immovable property to secure repayment of withdrawals from Fund

Section

- 21A. Registration of charge on immovable property to secure repayment of withdrawals from Fund before 1st June 1981
- 21B. Charge on HDB flats to secure repayment of withdrawals from Fund
- 22. Withdrawals for payment of tuition fees at approved educational institution
- 23. Regulations for purposes of section 22
- 24. Protection of benefits
- 24A. Exceptions to section 24(2) relating to certain provisions in or under other written law
- 25. Moneys payable on death of member
- 26. Distribution and disposal of certain shares on death of member who dies on or after 1st January 1996 and has executed memorandum under section 25(1)
- 26A. Distribution and disposal of certain shares on death of member who died before 1st January 1996 or has not executed memorandum under section 25(1)
- 26B. Disposal of certain shares and dividends, etc., when member's accounts in Fund deemed to be dormant
- 26C. Payment of dividends, etc., in respect of certain shares before Board is notified of death of member
- 26D. Payment of dividends, etc., in respect of certain shares after Board is notified of death of member
- 27. Withdrawals by undischarged bankrupts

PART IIIA

DIVISION OF FUND-RELATED ASSETS IN MATRIMONIAL PROCEEDINGS

- 27A. Interpretation of this Part
- 27B. Order of court for transfer or payment of money standing to credit of member
- 27C. Order of court for transfer or sale of immovable property in relation to which charge has been created under section 15(9) or (9A)
- 27D. Order of court for transfer or sale of immovable property in relation to which undertaking has been given under section 15(10) or (10A)
- 27DA. Order of court for transfer or sale of immovable property in relation to which charge has been created under section 15(11D) or (11E)

Section

- 27E. Order of court for transfer or sale of immovable property in relation to which charge under section 21(1) or 21A(1) exists
- 27F. Order of court for transfer or sale of HDB flat in relation to which charge has been constituted under section 21B(1)
- 27G. Order of court for transfer of investments
- 27H. Order of court for sale of investments
- 27I. Miscellaneous matters

PART IIIB

LIFELONG INCOME SCHEME

- 27J. Interpretation of this Part
- 27K. Establishment of Lifelong Income Scheme
- 27L. Premium
- 27M. Minister may delegate functions and powers under sections 27K(6) and 27L(1) and (1A)
- 27N. Establishment of Lifelong Income Fund
- 27O. Non-application of Insurance Act
- 27P. Order of court for payment of moneys received by relevant member under Scheme
- 27Q. Regulations for purposes of this Part and section 6(4B)(a)(ii)

PART IV

HOME PROTECTION INSURANCE SCHEME

- 28. Interpretation of this Part
- 29. Establishment of Home Protection Insurance Scheme
- 30. Double insurance cover under Scheme prohibited
- 31. Medical condition of member of Scheme
- 32. Premium
- 33. Establishment of Home Protection Fund
- 34. *[Repealed]*
- 35. *[Repealed]*
- 36. Amount payable by Board on death or incapacity of member of Scheme
- 37. Housing Authority or approved mortgagee to send notice to Board on payment of premium
- 38. Non-application of Insurance Act
- 39. Regulations for purposes of this Part

PART V**DEPENDANTS' PROTECTION INSURANCE SCHEME****Section**

- 40. Interpretation of this Part
- 41. Establishment of Dependants' Protection Insurance Scheme
- 42. Persons insured under Scheme
- 42A. Application to persons below 21 years of age
- 43. Board may cancel insurance cover
- 43A. Board may reinstate, etc., member's cover
- 44. Board may require insured person to furnish information
- 45. Premium
- 46. *[Repealed]*
- 47. Period of cover
- 48. Rights and benefits under Scheme not assignable or transferable
- 48A. Insurance policy under Scheme not to create trust
- 49. Amount payable on death or incapacity of insured person
- 49A. Transfer of Board's liabilities under Scheme
- 49B. Application of moneys in dissolved Dependants' Protection Insurance Fund, etc.
- 49C. Disclosure of information
- 50. Non-application of Insurance Act
- 51. Regulations for purposes of this Part

PART VI**MEDISHIELD SCHEME**

- 52. Interpretation of this Part
- 53. *[Repealed]*
- 53A. *[Repealed]*
- 54. *[Repealed]*
- 55. *[Repealed]*
- 56. *[Repealed]*
- 56A. Transfer of liabilities under Scheme
- 56B. Non-application of Insurance Act
- 57. *[Repealed]*

PART VIA**WORKFARE INCOME SUPPLEMENT SCHEME**

- 57A. Interpretation of this Part
- 57B. Establishment of Workfare Income Supplement Scheme

Section

- 57C. Cash payments and contributions under Scheme
- 57D. Recovery of cash payment, etc., upon conviction
- 57DA. Withdrawal from Fund where relevant contribution credited into account of eligible member in certain circumstances
- 57E. Certificate of Board on amount of cash payment, etc.
- 57F. Regulations for purposes of this Part

PART VII**OFFENCES, PENALTIES AND PROCEEDINGS**

- 58. Offences
- 58A. Offences relating to investments
- 59. Publication of information to unauthorised person, etc.
- 60. Offences by corporations
- 61. General penalties
- 61A. Jurisdiction of court
- 61B. Recovery of contributions, etc., upon conviction
- 62. Notice to attend court
- 62A. Service of notice and summons
- 63. Composition of offences
- 64. Saving of proceedings under other laws
- 65. Recovery of sums due to Fund
- 66. Certificate of authorised officer to be evidence
- 66A. Certificate of Board
- 67. Conduct of prosecutions

PART VIIA**ADMINISTRATIVE PENALTIES**

- 67A. Interpretation of this Part
- 67B. Application to withdraw money from member's medisave account by approved applicant
- 67C. Financial penalties for approved applicants
- 67D. Repayment of moneys withdrawn from medisave account

PART VIII**MISCELLANEOUS**

- 68. Protection of employee's or member's interest in execution proceedings and sale under mortgage or charge
- 69. Power to exempt

Section

- 70. Application made, or information furnished, to Board by approved caregiver, etc.
 - 71. Refund of moneys from Fund
 - 72. *[Repealed]*
 - 73. Transfer to Fund from provident fund or other scheme
 - 74. *[Repealed]*
 - 75. *[Repealed]*
 - 75A. *[Repealed]*
 - 75B. *[Repealed]*
 - 75C. *[Repealed]*
 - 75D. *[Repealed]*
 - 76. Board may engage in activities not directly related to Fund and may call for information
 - 76A. Protection from personal liability
 - 77. Regulations and rules
 - 78. Regulations and rules to be presented to Parliament
 - 79. Reciprocal agreements
 - First Schedule — Rates of contribution
 - Second Schedule — Financial provisions
 - Third Schedule — Specified acts relating to self-employed persons
-

An Act to make provision for the establishment of the Central Provident Fund Board and a central provident fund.

[1st July 1955]

PART I

PRELIMINARY

Short title

1. This Act may be cited as the Central Provident Fund Act.

Interpretation

- 2.—(1) In this Act, unless the context otherwise requires —
 - “additional interest” means the interest referred to in section 6(4B);

“approved annuity” means an annuity approved by the Board for the purposes of section 15(6C)(b) or the former section 15(6C)(b);

[Act 43 of 2017 wef 01/10/2018]

“approved bank” means a bank approved by the Board for the purposes of section 15(6C)(a) or the former section 15(6C)(b);

[Act 43 of 2017 wef 01/10/2018]

“approved corporation” means any company which —

- (a) is incorporated in Singapore;
- (b) is —
 - (i) wholly or partly owned by the Government;
 - (ii) a subsidiary of a company wholly or partly owned by the Government; or
 - (iii) a subsidiary of a statutory board; and
- (c) is approved by the Minister;

“Board” means the Central Provident Fund Board constituted under section 3;

“chief executive officer” means the chief executive of the Board, and includes any individual acting in that capacity;

[Act 5 of 2018 wef 01/04/2018]

“collector” means any person or a member of a class of persons, specified by regulations made under section 77(1) to be a person who is required under section 9B to pay an estimated contribution in respect of a self-employed person;

[Act 37 of 2019 wef 01/01/2020]

“contract” means any contract, whether written or oral, and whether express or implied;

“employed” means engaged under a contract of service or apprenticeship or in an employment in respect of which contributions are payable under regulations made under section 77;

“employee” means any person who —

- (a) is employed in Singapore by an employer otherwise than as a master, a seaman or an apprentice in any vessel; or
- (b) being a citizen of Singapore is employed —
 - (i) as a master, a seaman or an apprentice in any vessel, the owners of which have not been exempted from the provisions of this Act; and
 - (ii) under a contract of service or other agreement entered into in Singapore;

“employer” means —

- (a) any person, company, association or body of persons, whether or not incorporated, by whom an employee is employed;
- (b) the owners of any vessel on which an employee is employed;
- (c) any manager, agent or person responsible for the payment of wages to an employee on behalf of an employer; and
- (d) the Government in respect of such categories, classes or descriptions of officers or employees of such Government as may from time to time be declared by the President by notification in the *Gazette* to be employees for the purposes of this Act;

“estimated contribution” means a contribution to the Fund payable by a collector under section 9B;

[Act 37 of 2019 wef 01/01/2020]

“flat” means a horizontal stratum of any building or part thereof, whether the stratum or part is on one or more levels or is partially or wholly below the surface of the ground;

“Fund” means the Central Provident Fund established under section 6;

“general moneys of the Fund” means the moneys of the Fund (whether or not standing to the credit of any member in the Fund) that are not accounted for in any subsidiary account maintained for a member in respect of the money standing to his credit in the Fund;

“HDB flat” means any flat, house or other building sold under Part IV or IVB of the Housing and Development Act (Cap. 129) which has been acquired by the present owner thereof whether directly from the Housing and Development Board or otherwise;

“Housing and Development Board” means the Housing and Development Board constituted under the Housing and Development Act;

“immovable property” includes —

- (a) any estate or interest in land comprising a building or flat which is erected or to be erected on the land;
- (b) any undivided share in any estate or interest in land comprising several flats erected or to be erected thereon;

“inspector” means an inspector appointed under section 5(1);

“interest in land” means any interest in land recognised as such by law, and includes an estate in land;

“land” includes land, freehold or leasehold, or of whatever tenure, whether or not held apart from the surface, and buildings or parts thereof (whether completed or otherwise and whether divided horizontally, vertically or in any other manner), and tenements and hereditaments, corporeal or incorporeal;

“Lifelong Income Fund” means the Lifelong Income Fund established and maintained by the Board under section 27N;

“master” and “seaman” have the same meanings respectively assigned to them in the Merchant Shipping Act (Cap. 179);

“medisave account” means a medisave account maintained under section 13;

“MediShield Life Scheme” means the MediShield Life Scheme referred to in section 3 of the MediShield Life Scheme Act 2015;

[Act 4 of 2015 wef 01/11/2015]

“member of the Fund” or “member” means any person to whose credit any amount is standing in the Fund, or for whom any account in the Fund is maintained for any of the purposes of this Act;

[Act 6 of 2016 wef 01/05/2016]

[Deleted by Act 26 of 2016 wef 01/01/2017]

“nominee account” means any nominee ordinary account, nominee medisave account, nominee special account or nominee retirement account maintained for a deceased member under section 20(1D);

“ordinary account” means an ordinary account maintained under section 13;

“payout benchmark applicable to the member” means the payout benchmark specified by the Minister in relation to the member under section 15(8CA)(a) or (c);

[Act 43 of 2017 wef 01/10/2018]

“prescribed age” means such age of a member as the Minister may prescribe by regulations made under section 77(1), and the Minister may prescribe different ages for different purposes and in respect of different classes of members;

“relevant individual” means such individual as the Minister may prescribe by regulations made under section 77(1) for the purposes of section 18(1)(a), (2)(a) and (3)(a), and the Minister may prescribe different individuals in different regulations for different purposes;

“reserved amount”, in relation to a member, means such reserved amount referred to in section 15(2A)(c), (6)(c), (7B)(c) or (8A)(c) as may be applicable to the member;

[Act 24 of 2013 wef 01/06/2014]

“retirement account” means a retirement account —

- (a) maintained for the crediting, transfer and payment to the account of moneys or contributions in accordance with this Act; and
- (b) from which withdrawals, transfers and deductions may be made in accordance with this Act;

[Act 6 of 2016 wef 01/05/2016]

“retirement sum”, in relation to a member, means any of the following as may be applicable:

- (a) the retirement sum mentioned in section 15(6)(a) that is applicable to the member;
- (b) the minimum sum mentioned in section 15(6)(a), as in force immediately before the date of commencement of section 5(g) of the Central Provident Fund (Amendment No. 2) Act 2016, that is applicable to the member;

[Act 26 of 2016 wef 01/01/2017]

“revenue payment” means any payment prescribed by regulations made under section 77(1) to be a revenue payment for the purposes of section 9B;

[Act 37 of 2019 wef 01/01/2020]

“securities account” means a securities account with the Central Depository (Pte) Limited;

“self-employed person” has the meaning given to it in any regulations made under section 77(1)(e);

[Act 6 of 2016 wef 01/05/2016]

“shares” includes warrants, transferable subscription rights, options to subscribe for shares, convertibles and other security interests arising from or accruing or attaching to the shares;

“special account” means a special account maintained under section 13;

“Town Council” means a Town Council established under the Town Councils Act (Cap. 329A);

“wages” means the remuneration in money, including any bonus, due or granted to a person in respect of his employment but does not include such payments as the Minister may, by notification in the *Gazette*, specify.

[19/83; 32/84; 16/86; 5/87; 10/94; 30/98; 39/2000;
40/2007; 57/2007; 25/2008; 18/2009; 22/2010; 20/2011;
23/2012]

(1AA) In this Act —

- (a) a reference to the former section 15(6C)(b) is a reference to section 15(6C)(b), as in force immediately before the date of commencement of section 9(1) of the Central Provident Fund (Amendment) Act 2016; and
- (b) a reference to an amount referred to in section 15(6C)(a) is a reference to an amount deposited with an approved bank or retained in the member’s retirement account under that section or the former section 15(6C)(b).

[Act 6 of 2016 wef 01/01/2017]

(1A) For the purposes of this Act, unless the context otherwise requires or any regulations made under section 77(1)(a) provide otherwise —

- (a) an individual attains a particular age expressed in years on the corresponding anniversary of the date of that individual’s birth; and
- (b) despite paragraph (a), where an individual was born on 29 February in any year, then, in any subsequent year that is not a leap year, the anniversary of that individual’s birth is deemed to occur on 1 March of that subsequent year.

[Act 26 of 2016 wef 01/01/2018]

(1B) For the purposes of this Act, a member’s accounts in the Fund shall be deemed to be dormant if, and with effect from the date on which, all of the following requirements are satisfied:

- (a) the member has attained, or is deemed to have attained, such age as may be prescribed in any regulations made under section 77(1) for the purposes of this subsection (referred to in this subsection as the relevant regulations);

- (b) there exist such circumstances as may be prescribed in the relevant regulations;
- (c) the Board has notified the member, in such manner as may be prescribed in the relevant regulations, that he is required to satisfy the Board that he is still alive; and
- (d) the member fails to do so in accordance with the relevant regulations.

[22/2010]

(1C) When calculating the age of a member for the purposes of subsection (1B), the following provisions shall apply:

- (a) where the day of the month on which the member was born cannot be ascertained, he shall be deemed to be born on the first day of the month in which he was born;
- (b) where the month in which the member was born cannot be ascertained, he shall be deemed to be born in January; and
- (c) where the year in which the member was born cannot be ascertained, he shall be deemed to have attained the age of 20 years —
 - (i) on the date of his last known contribution to the Fund; or
 - (ii) if that date cannot be readily ascertained, on 1st January 1970.

[22/2010]

(2) *[Deleted by Act 6 of 2016 wef 01/05/2016]*

(3) In this Act, unless the context otherwise requires, where a person referred to in subsection (4)(a) lacks capacity within the meaning of section 4 of the Mental Capacity Act (Cap. 177A) —

- (a) any thing which the person might have done, or which would have applied to him, under any provision referred to in subsection (4)(b), if he had such capacity, and any thing which would have applied to him in any event under any provision referred to in subsection (4)(b), may likewise be done by, or will likewise apply to, a deputy appointed or deemed to be appointed for the person by the court under

the Mental Capacity Act with power in relation to the person for the purposes of this Act; and

[Act 27 of 2014 wef 01/10/2014]

- (b) any thing which the person might have done, or which would have applied to him, under any provision referred to in subsection (4)(c), if he had such capacity, and any thing which would have applied to him in any event under any provision referred to in subsection (4)(c), may likewise be done by, or will likewise apply to, a donee under a lasting power of attorney registered under the Mental Capacity Act with power in relation to the person for the purposes of this Act.

[18/2009; 22/2010; 20/2011]

(4) The Minister may, by regulations made under all or any of sections 23, 27Q, 39, 49A, 51, 56A, 57F, and 77(1), prescribe —

- (a) the persons to whom subsection (3) applies;
- (b) the provisions in this Act to which subsection (3)(a) applies;
- (c) the provisions in this Act to which subsection (3)(b) applies; and
- (d) how any provision referred to in paragraph (b) or (c) will be modified in its application to either or both of the following:
 - (i) a deputy appointed or deemed to be appointed for any person referred to in paragraph (a) by the court under the Mental Capacity Act with power in relation to that person for the purposes of this Act;
 - (ii) a donee under a lasting power of attorney registered under the Mental Capacity Act with power in relation to any person referred to in paragraph (a) for the purposes of this Act.

[Act 27 of 2014 wef 01/10/2014]

[18/2009; 22/2010]

[Act 4 of 2015 wef 01/11/2015]

(5) For the purposes of this Act, a reference to the Board being satisfied that a person lacks capacity within the meaning of section 4

of the Mental Capacity Act shall be construed as including a reference to the Board being satisfied that the person's lack of capacity is likely to be permanent.

[22/2010]

(6) In this Act, unless the context otherwise requires, a reference to the amount payable on a member's death out of the Fund shall be construed as a reference to the balance standing to the credit of the member in the Fund after deducting the following amounts:

- (a) any sum withdrawn, or to be withdrawn, under section 16A;
- (b) any sum credited, or to be credited, to the account of another person under section 19(2) or (6) or 19A(2) or (6);
- (c) any sum transferred or paid, or to be transferred or paid, to another person under section 27B or to the general moneys of the Fund under section 14(3C); and

[Act 26 of 2016 wef 01/01/2017]

- (d) any sum recovered, or to be recovered, by the Board under section 14(3) or (3A), 27N(4) or 57C(5) or (6).

[Act 26 of 2016 wef 01/01/2017]

[20/2011]

(7) For the purposes of sections 6(4C) and (4D), 13(7A), (7B) and (7C), 26 and 26A, where a member has died, but the day on which, or the month or year in which, the member died cannot be ascertained, the following provisions shall apply:

- (a) where the day of the month on which the member died cannot be ascertained, the member shall be deemed to have died —
 - (i) in any case where the Board has received satisfactory proof, or obtained reliable information, that the member died within a particular period, on the last day of that period; or
 - (ii) in any other case, on the first day of the month in which the member died or is deemed under paragraph (b) to have died;

- (b) where the month in which the member died cannot be ascertained, the member shall be deemed to have died —
 - (i) in any case where the Board has received satisfactory proof, or obtained reliable information, that the member died within a particular period, in the last month of that period; or
 - (ii) in any other case, in January of the year in which the member died or is deemed under paragraph (c) to have died; and
- (c) where the year in which the member died cannot be ascertained, and the Board has received satisfactory proof, or obtained reliable information, that the member died within a particular period, the member shall be deemed to have died in the last year of that period.

[20/2011]

(8) For the purposes of determining the rates of contributions applicable to a member whose date, month or year of birth cannot be ascertained, the following provisions shall apply:

- (a) where the day of the month on which the member was born cannot be ascertained, he shall be deemed to be born on the first day of the month in which he was born;
- (b) where the month in which the member was born cannot be ascertained, he shall be deemed to be born in January; and
- (c) where the year in which the member was born cannot be ascertained, he shall be deemed to be below 35 years of age at the time the determination is made.

[23/2012]

(9) Notwithstanding subsection (8), where the Board has computed the amount of contributions payable by a member or his employer in reliance on that subsection, and the Board is notified subsequently, in such manner as the Board may require, of the date, month or year of birth of the member —

- (a) the Board may recompute the amount of contributions payable by the member or his employer, as the case may be; and

- (b) if the recomputed amount is higher than the amount that the Board computed originally —
- (i) the Board may issue to the member or his employer, as the case may be, a notice specifying the recomputed amount; and
 - (ii) the member or his employer, as the case may be, shall pay, within such time as is specified in the notice, the shortfall, in addition to the amount that the Board computed originally if not previously paid.

[23/2012]

Establishment and constitution of Central Provident Fund Board

3.—(1) For the purposes of this Act, there shall be a Board, called the Central Provident Fund Board, consisting of —

- (a) a Chairman appointed under section 4(1);
- (b) a Deputy Chairman appointed under section 4(2); and
- (c) such other members as may be appointed under section 4(4).

[27/92]

(2) The Board shall be a body corporate with perpetual succession and a common seal, with power, subject to the provisions of this Act —

- (a) to sue and be sued in its corporate name;
- (b) to acquire and dispose of property, both movable and immovable; and
- (c) to perform such other acts as bodies corporate may by law perform.

[23/2012]

(3) All deeds, documents and other instruments requiring the common seal of the Board shall be sealed with the common seal of the Board.

[36/2002]

(3A) All instruments to which the common seal is affixed shall be signed by any 2 officers of the Board generally or specially authorised by the Board for the purpose.

[36/2002]

(4) The Board may by resolution or otherwise appoint an officer of the Board or any other agent either generally or in a particular case to execute or sign on behalf of the Board any agreement or other instrument not under seal in relation to any matter coming within the powers of the Board.

(5) Section 11 of the Registration of Deeds Act (Cap. 269) shall not apply to any instrument purporting to have been executed under subsection (3).

(5A) The Board may, with the approval of the Minister, form or participate in the formation of any company, or enter into any joint venture or partnership, for the purposes of —

(a) this Act; or

(b) carrying out all or any of the following:

(i) the functions and duties of the Board;

(ii) any thing which the Board may engage in under section 76(1)(a) or (b).

[23/2012]

(6) The Board has power to do all things necessary or convenient to be done for, or in connection with, the performance of its functions, duties or activities under this Act or any other written law, and may by instrument in writing delegate to any person all or any of those powers.

[Act 5 of 2018 wef 01/04/2018]

Membership of Board

4.—(1) The Minister, with the President's concurrence under Article 22A(1)(b) of the Constitution, shall appoint a Chairman of the Board for a term of 3 years, or for such shorter term as the Minister may determine, and the Chairman shall be eligible for reappointment.

[11/91]

(2) The Minister, with the President's concurrence under Article 22A(1)(b) of the Constitution, may appoint a Deputy Chairman of the Board for a term of 3 years, or for such shorter term as the Minister may determine, and the Deputy Chairman shall be eligible for reappointment.

[27/92]

(3) The Deputy Chairman may, subject to such directions as may be given by the Chairman, exercise all or any of the powers exercisable by the Chairman under this Act.

[27/92]

(3A) The Minister, with the President's concurrence under Article 22A(1)(b) of the Constitution, may appoint any member of the Board to be a temporary Chairman or temporary Deputy Chairman during the temporary incapacity from illness or otherwise, or during the temporary absence from Singapore, of the Chairman or Deputy Chairman, as the case may be.

[39/2000]

(4) The other members of the Board shall be appointed by the Minister with the President's concurrence under Article 22A(1)(b) of the Constitution and shall consist of the following persons:

- (a) 2 persons holding office of emolument under the Government;
- (b) 2 persons representing employers;
- (c) 2 persons representing employees; and
- (d) such other persons, not being more than 7, as the Minister may from time to time determine.

[11/91; 15/2006]

(4A) The Minister, with the President's concurrence under Article 22A(1)(b) of the Constitution, may appoint the chief executive officer to be a member of the Board.

[15/2006]

(5) The quorum of the Board shall be 5.

(6) The Deputy Chairman shall, in the absence of the Chairman, preside at a meeting of the Board and, in the absence of both the

Chairman and the Deputy Chairman, such member as the members present may elect shall preside at the meeting.

[27/92]

(7) The members of the Board shall be paid such allowances as may be fixed by the Minister.

(8) The appointment of members of the Board, other than the Chairman and the Deputy Chairman, shall be liable to be revoked at any time by the Minister but the members shall, unless their appointment is so revoked or they resign in the meantime, hold office for a term of 3 years or for such shorter period as the Minister may in any case determine.

[27/92]

(9) No revocation of the appointment of the Chairman, the Deputy Chairman or any other member of the Board shall be made without the President's concurrence under Article 22A(1)(b) of the Constitution.

[11/91; 27/92]

(10) Any person who is a Member of Parliament shall be disqualified from being appointed to or remaining a member of the Board.

(11) The Chairman may, by instrument in writing, authorise any member of the Board to exercise any power or perform any function conferred on the Chairman by or under this Act.

[39/2000]

Appointment of officers and employees

4A.—(1) There must be a chief executive officer of the Board, whose appointment, removal, discipline and promotion must be in accordance with the Public Sector (Governance) Act 2018, and Article 22A of the Constitution.

[Act 5 of 2018 wef 01/04/2018]

(1A) [*Deleted by Act 5 of 2018 wef 01/04/2018*]

(2) The Board may, subject to the Public Sector (Governance) Act 2018 and Article 22A of the Constitution, appoint an individual to act temporarily as the chief executive officer during any period, or during all periods, when the chief executive officer —

- (a) is absent from duty or Singapore; or
- (b) is, for any reason, unable to perform the duties of the office.

[Act 5 of 2018 wef 01/04/2018]

(3) The Board may, subject to the Public Sector (Governance) Act 2018, appoint and employ, on such terms and conditions as it may determine, such other officers, employees, consultants and agents as may be necessary for the effective performance of its functions.

[Act 5 of 2018 wef 01/04/2018]

(4) The Board may make rules for all or any of the purposes of this section and section 4 and, in particular, may make rules —

- (a) for the conduct of its proceedings; and
- (b) for the appointment, promotion, dismissal, termination of service and disciplinary control of all persons employed by the Board.

Appointment of inspectors

5.—(1) The Board may appoint such number of inspectors as it may consider necessary for carrying this Act into effect.

[15/2006]

(2) The Commissioner for Labour and any Deputy Commissioner for Labour, Principal Assistant Commissioner for Labour, Assistant Commissioner for Labour or inspecting officer appointed under the Employment Act (Cap. 91) may exercise all or any of the powers of an inspector.

[Act 24 of 2013 wef 01/01/2014]

(3) In the course of an inspection, an inspector may at any reasonable time —

- (a) enter any premises or place where he has reasonable cause to believe that a person is employed therein;
- (b) examine, either alone or in the presence of any other person with respect to any matter under this Act or which he may reasonably require information, any person whom he has reasonable cause to believe to be or to have been an employee or an employer, and require every such person to be examined and for the purposes of the examination may

summon any such person to attend at the place and time specified in the summons;

- (c) put questions concerning employees or their employment to their employers or to any person who may be in charge of them, or to the employees themselves, or to any other person whom he may consider it desirable to question, and the employers or employees or person shall be legally bound to answer the questions truthfully to the best of his ability;

[Act 24 of 2013 wef 01/01/2014]

- (d) require any employer to produce before him all or any of the employees employed by him together with any contract of service, book of account of wages, register and other document concerning the employees or their employment and to answer such questions relating thereto as he may think proper to ask;

[Act 24 of 2013 wef 01/01/2014]

- (e) require any employer to produce for his inspection the audited statements of accounts of his undertaking and other records relating to the accounts and to answer such questions relating thereto as he may think proper to ask; and

- (f) require —

- (i) any document or record containing information concerning employees or their employment to be furnished by their employers, by any person who may be in charge of the employees, by the employees themselves or by any other person from whom the inspector may consider it desirable to require such document or record to be furnished; and

- (ii) the employers, employees or person referred to in sub-paragraph (i) to answer such questions as the inspector may think proper to ask relating to such document or record.

[Act 24 of 2013 wef 01/01/2014]

(3A) In addition to the powers conferred on him by subsection (3), an inspector who has reasonable cause to believe that an offence under section 7(3) or (5) or 58(b) has been committed by an employer, or that an offence under section 60 has thereby been committed by any director, manager, secretary or other officer of the employer, may by notice in writing require any person to furnish, within a reasonable period specified in the notice —

- (a) any information within the knowledge of that person; or
- (b) any document or record in the possession, custody or control of that person,

which the inspector considers to be relevant to the investigation of that offence.

[Act 24 of 2013 wef 01/01/2014]

(3B) An inspector may inspect, make a copy of or take extracts from any book, register, document or record produced or furnished under subsection (3)(d), (e) or (f) or (3A), and take possession of the book, register, document or record, when in his opinion —

- (a) the copying thereof cannot reasonably be performed unless possession is taken;
- (b) the book, register, document or record may be tampered with unless possession is taken; or
- (c) the book, register, document or record may be required as evidence in any proceedings for an offence under this Act or in any proceedings for the recovery of any moneys due to the Fund.

[Act 24 of 2013 wef 01/01/2014]

(4) Subsections (3), (3A) and (3B) shall apply, with the necessary modifications, to a self-employed person who is required under section 9A to contribute to the Fund as it applies to an employer; and a reference to wages in subsection (3) shall be construed as a reference to income of that person.

[Act 37 of 2019 wef 01/01/2020]

[Act 24 of 2013 wef 01/01/2014]

[27/92]

(5) If any person —

- (a) wilfully delays an inspector or any of the officers referred to in subsection (2) in the exercise of any power under this section;
- (b) fails to comply with the requisition of an inspector or any such officer in pursuance of this section or to produce any record, certificate, notice or document which he is required by or in pursuance of this section to produce;
- (c) wilfully withholds any information as to who are the employees of any employer, or as to the employment or employer of any employee, which that person is required by this section to furnish to an inspector or such officer; or
[Act 24 of 2013 wef 01/01/2014]
- (d) conceals or prevents or attempts to conceal or prevent a person from appearing before or being examined by an inspector or such officer,

that person shall be deemed to obstruct an inspector or that officer in the execution of his duties under this Act.

(6) Any person who obstructs an inspector or any of the officers referred to in subsection (2) shall be guilty of an offence.

(7) In this section —

“document” means a document in any medium and includes a document containing information in digital or electronic form;

“record” means a record in any medium and includes a record containing information in digital or electronic form.

[40/2007]

Budget

5A.—(1) The Board shall in every financial year prepare a budget containing estimates of income and expenditure of the Board for the ensuing financial year and a supplementary budget (if necessary) for any financial year and present them to the President for his approval under Article 22B of the Constitution.

[11/91]

(2) The budget and supplementary budget (if any) when approved by the President shall be published in the *Gazette*.

[11/91]

Issue of shares, etc.

5B. As a consequence of the vesting of any property, rights or liabilities of the Government in the Board under this Act, or of any capital injection or other investment by the Government in the Board in accordance with any written law, the Board shall issue such shares or other securities to the Minister for Finance as that Minister may from time to time direct.

[5/2002]

Symbol or representation of Board

5C.—(1) The Board shall have the exclusive right to the use of such symbol or representation as the Board may select or devise and thereafter display or exhibit such symbol or representation in connection with its activities or affairs.

[40/2007]

(2) Any person who uses a symbol or representation identical with that of the Board, or which so resembles the Board's symbol or representation as to deceive or cause confusion, or to be likely to deceive or to cause confusion, shall be guilty of an offence and shall be liable on conviction to a fine not exceeding \$10,000 or to imprisonment for a term not exceeding 6 months or to both and, in the case of a continuing offence, to a further fine not exceeding \$250 for every day or part thereof during which the offence continues after conviction.

[40/2007]

Directions by Minister

5D. The Minister may give to the Board any direction under section 5 of the Public Sector (Governance) Act 2018.

[Act 5 of 2018 wef 01/04/2018]

PART II

CONTRIBUTIONS TO FUND

Establishment of Central Provident Fund

6.—(1) For the purposes of this Act, there shall be established a fund to be called the Central Provident Fund into which shall be paid all contributions authorised under this Act and out of which shall be met all payments authorised to be paid under this Act.

(2) The Board shall be the trustee of the Fund and all moneys belonging to the Fund may be —

- (a) deposited in a bank or banks approved by the Board;
- (b) invested in accordance with the standard investment power of statutory bodies as defined in section 33A of the Interpretation Act (Cap. 1); or
- (c) used for the purchase of any property and for the construction of buildings for the purposes of the Board or for letting to derive income therefrom and the Board may dispose of all or any part of the property or buildings.

[45/2004]

(3) The land situate at 79 Robinson Road, Singapore, acquired by the Board and the building constructed thereon prior to 15th May 1980 shall be deemed to have been purchased and constructed by the Board in pursuance of the powers conferred upon the Board by subsection (2)(c).

(4) Subject to subsections (4C) to (4I), the Board shall pay to a member of the Fund interest —

- (a) at such intervals, and on the amount standing to the credit of the member in the Fund at such time, as the Board may determine; and
- (b) at such rate per annum as the Board may from time to time declare by notification published in the *Gazette*, being a rate of interest which —
 - (i) is not less than 2.5% per annum; and

- (ii) may exceed 2.5% per annum if the Minister for Finance so approves.

[57/2007; 22/2010]

(4A) For the purposes of subsection (4), the Board may declare different rates of interest for different parts of the amount standing to the credit of a member in the Fund.

[57/2007]

(4B) The Board may, in its discretion, pay to a member of the Fund interest in addition to that referred to in subsection (4) —

(a) at such intervals as the Board may determine —

- (i) on the whole or such part, as the Board may determine, of the amount standing to the credit of the member in the Fund at such time as the Board may determine; and
- (ii) if the member belongs to such class of members as the Minister may prescribe by regulations made under section 27Q, on the whole or such part, as the Board may determine, of the aggregate at such time as the Board may determine of —

(A) the amount of any premium paid by the member under section 27L; and

(B) the interest that would have been payable thereon, if that amount had been standing to the credit of the member in his retirement account; and

(b) at such rate per annum, and subject to such terms and conditions, as the Board may, with the approval of the Minister for Finance, determine.

[57/2007; 18/2009; 23/2012]

(4C) Where a member of the Fund died before 1st January 2004, the Board may cease to pay interest on any amount standing to the credit of the deceased member in the Fund —

- (a) in any case where that amount is transferred to the general moneys of the Fund on or before 31st December 2010, after 31st December 2010;

- (b) in any case where that amount is transferred to the general moneys of the Fund after 31st December 2010, with effect from the date of the transfer; or
- (c) in any case where that amount has not been transferred to the general moneys of the Fund, after the later of the following dates:
 - (i) 31st December 2010; or
 - (ii) the date on which the Board is notified, in such manner as may be prescribed in any regulations made under section 77(1), of the member's death.

[22/2010]

(4D) Where a member of the Fund dies on or after 1st January 2004, the Board may cease to pay interest on any amount standing to the credit of the deceased member in the Fund that is not in any nominee account maintained for the deceased member —

- (a) in any case where that amount is transferred to the general moneys of the Fund on or before the 7th anniversary of the day of the member's death, after the 7th anniversary of the day of the member's death;
- (b) in any case where that amount is transferred to the general moneys of the Fund after the 7th anniversary of the day of the member's death, with effect from the date of the transfer; or
- (c) in any case where that amount has not been transferred to the general moneys of the Fund, after the later of the following dates:
 - (i) the 7th anniversary of the day of the member's death; or
 - (ii) the date on which the Board is notified, in such manner as may be prescribed in any regulations made under section 77(1), of the member's death.

[22/2010; 20/2011]

(4E) Subject to subsections (4C) and (4D), the Board may suspend the payment of interest on any amount standing to the credit of a

member in the Fund after that amount is transferred to the general moneys of the Fund.

[22/2010]

(4F) Where any shares belonging to a deceased member that are vested in the Board under section 26(1) or 26A(1) are sold by the Board, the Board shall not pay any interest on any proceeds of the sale of those shares that are paid into the general moneys of the Fund under section 26(4D) or 26A(9), as the case may be, notwithstanding that those proceeds constitute an amount standing to the credit of the deceased member in the Fund.

[22/2010]

(4G) Where any shares belonging to a member that are vested in the Board under section 26B(1) are sold by the Board, the Board shall suspend the payment of interest on any proceeds of the sale of those shares that are paid into the general moneys of the Fund under section 26B(3)(b), notwithstanding that those proceeds constitute an amount standing to the credit of the member in the Fund.

[22/2010]

(4H) Where any shares belonging to a member are vested in the Board under section 26B(1), the Board shall suspend the payment of interest on any dividends, returned paid-up share capital or other moneys in respect of those shares that are paid into the general moneys of the Fund under section 26B(5), notwithstanding that the dividends, capital or other moneys constitute amounts standing to the credit of the member in the Fund.

[22/2010]

(4I) Where the Board has paid any dividends, returned paid-up share capital, proceeds of sale or other moneys in respect of any shares belonging to a deceased member into the general moneys of the Fund under section 26D(1), the Board shall not pay any interest on the dividends, capital, proceeds or other moneys notwithstanding that the dividends, capital, proceeds or other moneys constitute amounts standing to the credit of the deceased member in the Fund.

[22/2010; 20/2011]

(5) If the Board is at any time unable to pay any sum which the Fund is required to pay under this Act, the sum required to be so paid shall be charged on and advanced to the Board from the Consolidated

Fund and the Board shall as soon as practicable repay to the Government the sum so advanced.

Rates of contributions

7.—(1) Subject to section 69 and any regulations made under section 77, every employer of an employee shall pay to the Fund monthly in respect of each employee contributions at the appropriate rates set out in the First Schedule.

(1A) The Board may, in its discretion and on such terms and conditions as the Board may impose, authorise an employer or a class or classes of employers to pay those contributions at other intervals not exceeding 6 months.

[27/92]

(2) Notwithstanding the provisions of any written law or any contract to the contrary, an employer shall be entitled to recover from the monthly wages of an employee the amount shown in the First Schedule as so recoverable from the employee.

[27/92]

(3) Where any employer who has recovered any amount from the monthly wages of an employee in accordance with subsection (2) fails to pay the contributions to the Fund within such time as may be prescribed, he shall be guilty of an offence and shall be liable on conviction to a fine not exceeding \$10,000 or to imprisonment for a term not exceeding 7 years or to both.

(4) Without prejudice to subsections (1) and (2) and the First Schedule, and subject to such terms and conditions as the Board may impose —

- (a) an employee may at any time contribute voluntarily to the Fund a sum additional to that shown in the First Schedule as payable by the employer;
- (b) an employee who desires to have contributions in excess of the appropriate rate deducted from his monthly wages by his employer may give to his employer written notice to that effect, and thereafter, so long as he is employed by that employer, the employer shall make the deductions from his wages for each month until such time, not being less than 6

months from the giving of the previous notice, as he gives further written notice to his employer of his desire to cease to have the excess monthly contributions deducted from his wages, and the employer shall pay the amount of the excess deductions to the Fund in addition to the appropriate monthly contributions; or

- (c) an employer may at any time pay to the Fund contributions in respect of any of his employees at a rate in excess of the appropriate rate set out in the First Schedule.

[27/92]

[Act 6 of 2016 wef 01/05/2016]

(4A) Despite subsection (4), the Board may refuse to credit any voluntary contribution received under subsection (4) to an employee's account in the Fund —

- (a) where the amount of the intended voluntary contribution for any year, if paid into the Fund to the employee's credit, will result in the prescribed sum under section 13B(3) being exceeded for that year;
- (b) where the intended voluntary contribution is to be made only to the medisave account of the employee and the amount of the intended voluntary contribution, if paid into the employee's medisave account, will result in —
 - (i) the total amount in the employee's medisave account exceeding the amount that the Minister directs under section 13(6); or
 - (ii) the prescribed sum under section 13B(3) being exceeded for that year; or
- (c) in such other circumstances as may be prescribed in regulations made under section 77(1).

[Act 6 of 2016 wef 01/05/2016]

(5) Notwithstanding any contract to the contrary, an employer shall not be entitled to recover in any way from an employee in respect of contributions payable under this Act any sum in excess of that permitted to be recovered under subsection (2) together with any sum contributed voluntarily by the employee under subsection (4) and any

employer who recovers or attempts to recover any greater sum shall be guilty of an offence.

(6) The portion of any contribution recoverable under the First Schedule from the wages of an employee in accordance with subsections (2) and (4) shall be recovered by the employer from the wages in respect of which the contribution is payable at the time of payment of those wages and not otherwise.

(6A) Subject to such conditions as may be prescribed by the Board, where an employer has, by error not occasioned by that employer's negligence, omitted to recover from the wages paid to an employee any amount or part of any amount that he would otherwise have been entitled to recover at the time of payment of the wages, the amount or part thereof may be recovered from the wages payable by the employer to the employee not later than 6 months from the date of the payment of the wages in respect of which the amount or part thereof was omitted to be recovered.

[27/92]

(7) Notwithstanding subsection (6), where wages are payable at intervals of less than one month, if in any month it appears to the employer that the wages of any employee for that month are likely to exceed \$500, the employer —

- (a) may deduct from the employee's wages at the time of each payment in the month the appropriate proportion of such sum as would be recoverable from the employee in accordance with the First Schedule in respect of the wages if paid at the same rate throughout the month; and
- (b) shall make such adjustment as may be necessary on the occasion of the last payment in that month, but if the wages do not actually exceed \$500 for that month, he shall forthwith refund to the employee the amount of the deductions.

[27/92; 31/2003]

(8) The Minister may, by notification in the *Gazette*, amend the First Schedule and may prescribe in the First Schedule —

- (a) different rates of contributions payable in respect of different types of wages;

(b) the payment of contributions on such additional wages as may be specified in the First Schedule, and the computation of such contributions which may —

- (i) be based on the wages of an employee for the preceding year or the current year; and
- (ii) be adjusted at the end of the year or in the last month of the employee's employment with the employer based on the employee's actual wages for the year; and

[Act 6 of 2016 wef 01/11/2016]

(c) modifications to the contributions payable on an employee's additional wages for any year by any of the employee's employers which the Board is satisfied —

- (i) are related in a manner approved by the Board; and
- (ii) meet any requirements specified by the Board.

[Act 6 of 2016 wef 01/11/2016]

[22/90; 27/92]

(9) Notwithstanding subsection (6), where an employer is required to pay to the Fund any additional contributions on additional wages and is entitled to recover such contributions from the wages of the employee in accordance with the First Schedule, the employer may recover such contributions from the wages payable by him to the employee not later than 6 months from the end of the year in which the additional contributions are payable.

[22/90; 27/92]

(10) Notwithstanding subsection (5), if it appears to the employer at the time when additional wages as specified in the First Schedule are payable to the employee that additional contributions in respect of such additional wages are likely to arise at the end of the year due to the recomputation of additional wages on which contributions are payable in accordance with the First Schedule, the employer may —

- (a) contribute to the Fund a sum additional to that shown in the First Schedule as payable by the employer; and

- (b) notwithstanding subsection (6), recover the appropriate proportion of such sum in accordance with the First Schedule from the additional wages of the employee.

[22/90; 27/92]

(11) Where an employer is required to pay to the Fund any additional contributions and is entitled to recover such contributions from the wages of the employee in accordance with the First Schedule, the Board may, notwithstanding subsection (1), if it is satisfied that the employer is unable to recover in full or in part from the wages of the employee and that the employee is no longer in the employment of the employer, waive the payment of that portion of the additional contributions that the employer is unable to so recover.

[22/90; 27/92]

Agreement by statutory body to pay excess contributions deemed void

8. Any agreement made between any statutory body specified in the First Schedule and any of its employees under which that body is liable to pay any contribution to the Fund in respect of that employee in excess of the amount prescribed as payable for that employee shall, in so far as it relates to such liability, be void and of no effect.

[32/84; 27/92]

Payment of interest on contributions in arrears

9.—(1) Where the amount of the contributions which an employer is liable to pay under section 7 in respect of any month is not paid within such period as may be prescribed, the employer shall be liable to pay interest on the amount for every day the amount remains unpaid commencing from the first day of the month succeeding the month in respect of which the amount is payable and the interest shall be calculated at the rate of 1½% per month or the sum of \$5, whichever is the greater.

(2) Where the amount of the contributions a self-employed person is liable to pay under section 9A is not paid within the time prescribed for payment, that person shall be liable to pay interest on that amount

for every day the amount remains unpaid at such rate and commencing from such date as may be prescribed.

[Act 37 of 2019 wef 01/01/2020]

[27/92]

(3) The Board may, in any case in which it thinks fit, waive the payment of the whole or part of, or remit in whole or in part, any interest due or paid under subsection (1) or (2).

[27/92]

Contributions by self-employed person

9A.—(1) A self-employed person must pay contributions to the Fund, in respect of the self-employed person's income determined in the manner prescribed by regulations made under section 77(1) —

- (a) of an amount computed in the manner prescribed by regulations made under section 77(1);
- (b) before the expiry of the prescribed period, or any longer period that the Board specifies in any particular case; and
- (c) in the approved manner.

(2) Regulations made under section 77(1) may prescribe different manners of computation of the amount of contributions payable in respect of different classes of income or classes of self-employed persons.

(3) In this section —

“approved manner”, in relation to the payment of contributions under this section, means any manner of payment of contributions that is permitted —

- (a) by regulations made under section 77(1); or
- (b) by the Board for a particular payment;

“income” means assessable income from any trade, business, profession or vocation (other than from employment under a contract of service) ascertained in accordance with section 37(1) of the Income Tax Act (Cap. 134), and

excludes any income prescribed by regulations made under section 77(1).

[Act 37 of 2019 wef 01/01/2020]

Estimated contributions by collectors

9B.—(1) Where a collector makes any revenue payment to a self-employed person, the collector must pay a contribution to the Fund (called in this Act an estimated contribution) for the self-employed person —

- (a) of an amount computed in the manner prescribed by regulations made under section 77(1) based on the amount of the revenue payment;
- (b) before the expiry of the prescribed period, or any longer period that the Board specifies in any particular case; and
- (c) in the approved manner.

(2) Regulations made under section 77(1) may prescribe different manners of computation of the amount of estimated contributions payable in respect of different classes of revenue payment or classes of collectors or self-employed persons.

(3) A collector by whom any estimated contribution is payable in respect of a revenue payment to a self-employed person is entitled to deduct the amount of the estimated contribution payable from that revenue payment.

(4) Where a collector pays an estimated contribution in respect of a revenue payment to an approved payer in accordance with an approved manner of payment, the collector is taken to have paid the estimated contribution to the Fund.

(5) In this section —

“approved manner”, in relation to the payment of contributions under this section, means any manner of payment of contributions that is permitted —

- (a) by regulations made under section 77(1); or
- (b) by the Board for a particular payment;

“approved payer” means a person approved by the Board to assist a collector in making payment of any estimated contribution for a self-employed person in accordance with an approved manner of payment under this section.

[Act 37 of 2019 wef 01/01/2020]

Waiver of contributions

9C. The Minister may waive the payment of the whole or any part of any contribution required under section 9A or 9B in any particular case.

[Act 37 of 2019 wef 01/01/2020]

Disclosure and provision of information to facilitate administration of contributions under section 9A or 9B

9D.—(1) The Board may provide information concerning any self-employed person to the following persons for the corresponding purpose:

- (a) a collector — to pay any estimated contribution for a self-employed person;
- (b) an approved payer — to pay any estimated contribution for, or revenue payment to, the self-employed person in accordance with an approved manner of payment under section 9B.

(2) A self-employed person must provide information to the Board or persons mentioned in subsection (1) to facilitate the performance of the duties, or the exercise of the powers, of the Board or those persons (as the case may be) in relation to the payment of contributions for the self-employed person under section 9A or 9B.

[Act 37 of 2019 wef 01/01/2020]

Expenses, etc.

10.—(1) All expenses incurred by the Board including the cost of auditing the accounts of the Fund be defrayed out of the moneys of the Fund.

[Act 4 of 2015 wef 01/11/2015]

[Act 5 of 2018 wef 01/04/2018]

(2) Despite anything in this Act or the MediShield Life Scheme Act 2015, no money in the Fund is to be used to make any payment for the purposes of the MediShield Life Scheme Act 2015 or any costs or expenses incurred in the administration of the MediShield Life Scheme, except for —

- (a) withdrawals or deductions from a member's medisave account made in accordance with this Act or the MediShield Life Scheme Act 2015; or
- (b) any payment made by the Board, as a defaulter's agent under section 12 or 13 of the MediShield Life Scheme Act 2015, from moneys payable from the Fund.

[Act 4 of 2015 wef 01/11/2015]

[Act 4 of 2015 wef 01/11/2015]

(3) Despite anything in this Act, no money in the Fund is to be used to make any payment for the purposes of Part IIIB or IV or any costs or expenses incurred in the administration of the Lifelong Income Scheme or the Home Protection Insurance Scheme, except for withdrawals or deductions from any of a member's accounts in the Fund made in accordance with this Act.

[Act 6 of 2016 wef 01/05/2016]

Financial provisions

11. The financial provisions set out in the Second Schedule shall apply to the Board.

[27/92]

Contributions to be paid into Fund

12.—(1) All sums recovered or collected on account of contributions to the Fund under this Act shall be paid into or carried to the Fund in such manner as may be prescribed.

(2) The Board shall cause to be credited to each member of the Fund —

- (a) the amount of every contribution paid to the Fund for him;
- (b) the interest payable to him under section 6(4); and
- (c) any additional interest payable to him under section 6(4B).

[57/2007]

Crediting of contributions and interest into subsidiary accounts, etc.

13.—(1) Subject to subsections (7A) to (7G), the following subsidiary accounts are to be maintained for each member in respect of the money standing to the member's credit in the Fund:

- (a) an ordinary account;
- (b) a medisave account;
- (c) a special account.

[Act 6 of 2016 wef 01/05/2016]

(1A) An account referred to in subsection (1) is an account —

- (a) maintained for the crediting, transfer and payment to the account of moneys or contributions in accordance with this Act or the MediShield Life Scheme Act 2015 (Act 4 of 2015); and
- (b) from which withdrawals, transfers and deductions may be made in accordance with this Act or the MediShield Life Scheme Act 2015.

[Act 6 of 2016 wef 01/05/2016]

(2) Every ordinary account, medisave account and special account which was maintained by the Board for a member before 28th September 1984 shall be deemed to have been validly maintained.

[32/84]

(3) All moneys standing to the credit of a member in his special account as at 1st April 1984 shall be deemed to have been transferred to his medisave account except where the member is entitled at that date to withdraw such money under section 15.

[32/84]

(4) The Board shall credit to the accounts of a member specified in subsection (1), in such manner as the Minister may direct, every contribution paid into the Fund for the member under —

- (a) section 7;
- (b) section 9A;

[Act 37 of 2019 wef 01/01/2020]

(ba) section 9B; or

[Act 37 of 2019 wef 01/01/2020]

(c) such other provision as the Minister may prescribe.

[57/2007]

(4A) The Minister may give different directions in respect of different classes of members under subsection (4).

[57/2007]

(5) The Board shall credit to each account of a member the interest referred to in section 6(4) on the amount standing to the credit of the member in that account.

[57/2007]

(5A) Where any additional interest is payable to a member under section 6(4B) —

(a) the Board shall credit the additional interest into one or more of the member's ordinary account, medisave account, special account, retirement account and nominee account (if any) in such manner as the Board may determine; and

[Act 6 of 2016 wef 01/05/2016]

(b) the Board may make different determinations under paragraph (a) in respect of different classes of members.

[57/2007]

(6) The Board shall transfer to one or more designated accounts of a member, in accordance with any regulations made under section 77(1)(ka), any amount standing to his credit in his medisave account which is in excess of such amount as the Minister may from time to time direct.

[16/86; 15/2006]

(6A) For the purposes of subsection (6), the Minister may direct different amounts for different classes of members.

[Act 26 of 2016 wef 01/01/2017]

(7) Where there is no balance in the medisave account of a member, the Board may, on the member's application and with the Minister's approval, transfer to the member's medisave account the whole or such part, as the Board may determine, of —

(a) the amount standing to the member's credit in any designated account, not exceeding the total amount which had been transferred from the medisave account

to that designated account under subsection (6) (called in this subsection the transferred amount); and

- (b) any interest that would have been payable on the transferred amount if the transfer had not been made.

[Act 6 of 2016 wef 01/05/2016]

(7A) The Board may transfer to a member's ordinary account, in accordance with any regulations made under section 77(1) —

- (a) if the member's accounts in the Fund are deemed to be dormant, and such period (as may be prescribed in those regulations) after the day his accounts in the Fund are deemed to be dormant has passed, any amount standing to his credit in the Fund; or
- (b) if the member has died, and such period (as may be prescribed in those regulations) after the day of his death has passed, any amount standing to his credit in the Fund that is not in any nominee account maintained for him.

[20/2011]

(7B) The Board may transfer to the general moneys of the Fund, in accordance with any regulations made under section 77(1) —

- (a) if a member's accounts in the Fund are deemed to be dormant, and the 7th anniversary of the day his accounts in the Fund are deemed to be dormant has passed, any amount standing to his credit in the Fund; or
- (b) if a member has died, and the 7th anniversary of the day of his death has passed, any amount standing to his credit in the Fund that is not in any nominee account maintained for him.

[20/2011]

(7C) Where the Board has made an initial transfer specified in subsection (7D) of any amount standing to a member's credit in the Fund from any account of the member in the Fund (called in this subsection Account A), the Board may in such circumstances as may be prescribed in any regulations made under section 77(1) —

- (a) restore to Account A or transfer to such other account of the member in the Fund as may be prescribed in those

regulations (called in this subsection Account B), the whole or such part, as the Board may determine, of the amount of the initial transfer; and

- (b) pay into Account A or Account B (as the case may be) the whole or such part, as the Board may determine, of any interest that would have been payable on the amount restored to Account A or transferred to Account B, if the initial transfer had not been made.

[Act 6 of 2016 wef 01/05/2016]

(7D) The initial transfer referred to in subsection (7C) is —

- (a) a transfer to the member's ordinary account under subsection (7A);
- (b) a transfer to the general moneys of the Fund under subsection (7B); or
- (c) a transfer to the general moneys of the Fund under any regulations made under section 77(1).

[Act 6 of 2016 wef 01/05/2016]

(7E) Where the Board is unable to ascertain a member's identity, the Board may transfer to the general moneys of the Fund, in accordance with any regulations made under section 77(1), any amount standing to his credit in the Fund.

[22/2010]

(7F) Where, after the Board has transferred any amount standing to a member's credit in the Fund to the general moneys of the Fund under subsection (7E) or any regulations made under section 77(1), the Board ascertains the identity of the member, the Board shall restore that amount (including the whole or such part, as the Board may determine, of any interest that would have been payable thereon if the transfer had not been made) to the member's account in the Fund.

[22/2010]

(7G) Subsections (7A) to (7F) do not preclude, and do not affect the validity of, any transfer to the general moneys of the Fund, whether before, on or after 1st January 2011, under any regulations made

under section 77(1), of any amount standing to a member's credit in the Fund.

[22/2010]

(7H) Where the Board has transferred any money standing to the credit of a member in the Fund from any account of the member in the Fund (referred to in this subsection as Account A) to any other account in the Fund (referred to in this subsection as Account B) under section 15(2A), (6), (7B) or (8A), 18(1)(a), (2)(a) or (3)(a), 18A(1), 18B, 18C(1) or 18D, any condition referred to in section 27(2)(b) or (3) or any regulations made under section 77(1), the Board may, on its own motion or on the application of the member, and subject to such terms and conditions as it may impose —

- (a) restore to Account A the whole or any part of the amount of the transferred money;
- (b) pay into Account A the whole or such part, as the Board may determine, of any interest that would have been payable on the restored amount if the restored amount had not been transferred to Account B; and
- (c) transfer, from Account B to the general moneys of the Fund, the whole or such part, as the Board may determine, of any interest paid on the restored amount while the restored amount was in Account B.

[Act 43 of 2017 wef 01/01/2018]

[Act 26 of 2016 wef 01/01/2017]

[23/2012]

(7I) Where the Board has credited any money to a member's account in the Fund under section 13(4), 13B(1)(b) or (2)(b) or 13C, where any money has been paid into a member's account in the Fund under section 18(1)(b) or (c), (2)(b) or (3)(b) or any regulations made under section 77(1), the Board may, on the Board's own motion or on an application to the Board, and subject to such terms and conditions as the Board may impose —

- (a) refund to the person who paid the money, or pay to any person whom the Board is satisfied is entitled to that

payment, the whole or any part of the amount of the money; and

- (b) transfer, from the member's account in the Fund to the general moneys of the Fund, the whole or such part, as the Board may determine, of any interest paid on the amount refunded or paid under paragraph (a) while that amount was in that account.

[Act 37 of 2019 wef 01/01/2020]

[Act 6 of 2016 wef 01/05/2016]

[23/2012]

(8) In this section, “designated account”, in relation to a member, means such ordinary account, special account or retirement account (if any) of the member as may be prescribed by any regulations made under section 77(1)(ka).

[15/2006]

Power to impose conditions relating to contributions by self-employed persons

13A.—(1) Any power to register, license or maintain the particulars of any person, or to grant, renew or reinstate any registration, licence, certificate or permit, under any Act specified in the Third Schedule shall include a power to impose conditions relating to the payment of contributions into the Fund, pursuant to section 9A, such contributions to be credited —

- (a) to the medisave account of the person, applicant, registrant, licensee or holder of the certificate or permit, as the case may be; or
- (b) as otherwise provided under section 13(4).

[Act 37 of 2019 wef 01/01/2020]

[18/2009; 22/2010]

(1A) The Board may give, to any person entitled to exercise any power referred to in subsection (1), such information concerning any member of the Fund as may be necessary to facilitate the exercise of that power by that person in relation to that member.

[22/2010]

(2) The Minister may, by notification in the *Gazette*, amend the Third Schedule.

[27/92]

Voluntary contributions

13B.—(1) Notwithstanding anything in this Act but subject to any regulations made under section 77(1), and such terms and conditions as the Board may impose —

(a) any person may —

(i) if he is a citizen or permanent resident of Singapore in respect of whom no contribution is required to be paid under this Act, contribute voluntarily to the Fund in such manner and at such rate as the Minister may direct; or

(ii) on or after 1st January 2011, voluntarily pay to the Fund contributions for any other person (being a citizen or permanent resident of Singapore in respect of whom no contribution is required to be paid under this Act) in such manner and at such rate as the Minister may direct;

(b) the Board shall credit every contribution received under paragraph (a)(i) or (ii) into an ordinary account, a medisave account or a special account in such manner as the Minister may direct; and

[Act 6 of 2016 wef 01/05/2016]

(c) the Minister may give different directions in respect of different classes of members.

[20/2011]

[Act 6 of 2016 wef 01/05/2016]

(2) Notwithstanding anything in this Act but subject to any regulations made under section 77(1), and such terms and conditions as the Board may impose —

(a) any person may, on or after 1st January 2011, voluntarily pay to the Fund contributions for any other person (being a citizen or permanent resident of Singapore in respect of whom any contribution is required to be paid under this

Act, but no contribution is required to be paid under this Act by the first-mentioned person) in such manner and at such rate as the Minister may direct;

- (b) the Board shall credit every contribution received under paragraph (a) into an ordinary account, a medisave account or a special account in such manner as the Minister may direct; and

[Act 6 of 2016 wef 01/05/2016]

- (c) the Minister may give different directions in respect of different classes of members.

[20/2011]

[Act 6 of 2016 wef 01/05/2016]

(3) The aggregate of the following amounts which may be contributed by or for a person shall not, in any year, exceed such sum as the Minister may prescribe by regulations made under section 77(1):

- (a) the amount which that person may contribute voluntarily in that year under subsection (1)(a)(i);
- (b) the amount which may be contributed for that person in that year under subsection (1)(a)(ii) or (2)(a); and
- (c) such other amounts which may be contributed by or for that person in that year as the Minister may prescribe by regulations made under section 77(1).

[20/2011; 23/2012]

[Act 6 of 2016 wef 01/05/2016]

(3A) *[Deleted by Act 6 of 2016 wef 01/05/2016]*

(4) Every amount voluntarily paid to the Fund on or after 1st January 2011, but before 30th December 2011, by a person as a contribution for any other person (being a citizen or permanent resident of Singapore in respect of whom no contribution is required to be paid under this Act, or being a citizen or permanent resident of Singapore in respect of whom any contribution is required to be paid under this Act, but no contribution is required to be paid under this Act by the first-mentioned person) shall be deemed to be and always to have been validly paid, and no legal proceedings shall lie or be

instituted or maintained in any court of law on account of or in respect of any such payment.

[20/2011]

(5) Despite subsections (1) and (2), the Board may refuse to credit any voluntary contribution received under subsection (1)(a), (2)(a) or (3)(c) to a member's account in the Fund under this section —

- (a) where the amount of the intended voluntary contribution for any year, if paid into the Fund to the person's credit, will result in the prescribed sum under subsection (3) being exceeded for that year;
- (b) where the intended voluntary contribution is to be made only to the medisave account of the person and the amount of the intended voluntary contribution, if paid into the person's medisave account, will result in —
 - (i) the total amount in the person's medisave account exceeding the amount that the Minister directs under section 13(6); or
 - (ii) the prescribed sum under subsection (3) being exceeded for that year; or
- (c) in such other circumstances as may be prescribed in regulations made under section 77(1).

[Act 6 of 2016 wef 01/05/2016]

Other contributions to Fund

13C.—(1) This section applies to a person who —

- (a) has withdrawn the sum standing to the person's credit in the Fund by virtue of section 15(2)(b) or (c); and
- (b) subsequently applies to be or becomes a citizen or permanent resident of Singapore.

(2) Despite anything in this Act, the Board may, in any particular case, permit a person referred to in subsection (1) to contribute to the Fund, if the person satisfies such conditions as the Board may impose.

(3) Where the Board permits a person to contribute to the Fund, the Board may determine the manner and amount of the person's contribution to the Fund, including —

- (a) the account or accounts of that person in the Fund to which the amount of contribution is to be credited; and
- (b) the amount to be credited into each account of that person in the Fund.

(4) A contribution which the Board may permit under this section is not subject to any maximum limit, despite anything in this Act.

[Act 6 of 2016 wef 01/05/2016]

Payment of cash grant by Government or other payments into Fund

14.—(1) The Board may after 1st June 1984 accept any cash grant made by the Government for the benefit of any person who qualifies for such grant under any approved scheme, and the Board shall credit the cash grant into such account in the Fund of that person as the Minister may direct.

[32/84; 31/95]

[Act 6 of 2016 wef 01/05/2016]

(1A) Where —

- (a) the Board, pursuant to an activity engaged under section 76(1)(a) —
 - (i) has attempted to make a cash payment to a person by issuing a cheque or other physical payment instrument to the person; and
 - (ii) has sent a notice to the person of the issue of the cheque or other physical payment instrument, whether or not the person receives the notice; and

- (b) the cheque or other physical payment instrument has been returned to the Board or has expired before it is encashed,

the Board may, in lieu of making the cash payment, credit an amount equivalent to the value of the cash payment into such account of that person in the Fund as the Minister may direct.

[Act 6 of 2016 wef 01/05/2016]

(2) Any cash grant or payment paid into the Fund under subsection (1) or (1A), as the case may be, shall be deemed to be contributions for the purposes of this Act and such cash grant or payment or interest thereon may be withdrawn under the provisions of this Act for such purposes and in such manner as may be prescribed by the regulations.

[31/95]

[Act 6 of 2016 wef 01/05/2016]

(3) The Board is entitled to recover on behalf of the Government the whole or part of the amount of any cash grant or payment paid into the Fund under subsection (1) or (1A), as the case may be, for the benefit of any person, together with any interest which the person is liable to pay to the Government under the terms of the cash grant or payment, from any money standing to the credit of that person in the Fund if, before, on or after the date of commencement of section 4 of the Central Provident Fund (Amendment No. 2) Act 2016 —

- (a) the person has obtained the cash grant or payment by means of any false or misleading statement or any document that is false or misleading in any particular;
- (b) the person has committed a breach of any of the terms and conditions of the cash grant or payment; or
- (c) the person is eligible to receive another cash grant or payment, or a cash grant or payment of a different amount, in place of the cash grant or payment to be recovered.

[Act 26 of 2016 wef 01/01/2017]

(3A) The Board is entitled to recover on behalf of the Government the whole or part of the amount of any cash grant or payment paid into the Fund under subsection (1) or (1A), as the case may be, for the benefit of any person, from any money standing to the credit of that person in the Fund before, on or after the expiry of the prescribed period mentioned in paragraph (b) if —

- (a) the whole or part of the cash grant or payment is paid in error into the person's account in the Fund before, on or after the date of commencement of section 4 of the Central Provident Fund (Amendment No. 2) Act 2016; and

(b) before the expiry of the prescribed period beginning on the date on which the cash grant or payment was paid into the person's account in the Fund in error —

(i) the Board issues a notice of intent to recover that amount, whether or not received by the person; or

(ii) the Government, in such manner as the Board may require, requests the Board to recover that amount.

[Act 26 of 2016 wef 01/01/2017]

(3B) Where the Board has, before the date of commencement of section 4 of the Central Provident Fund (Amendment No. 2) Act 2016, recovered any of the following amounts, the recovered amounts are taken to be and always to have been validly recovered and no legal proceedings lie or may be instituted or maintained in any court of law in respect of any such recovery:

(a) the whole or part of the amount of any cash grant or payment paid in error into a person's account in the Fund;

(b) any interest on any cash grant or payment mentioned in paragraph (a).

[Act 26 of 2016 wef 01/01/2017]

(3C) Where the Board has recovered any amount from a person's account in the Fund under subsection (3) or (3A), the Board may transfer, from the person's account in the Fund to the general moneys of the Fund, the whole or such part, as the Board may determine, of any interest paid on the recovered amount while the recovered amount was in the person's account in the Fund.

[Act 26 of 2016 wef 01/01/2017]

(3D) Any interest transferred to the general moneys of the Fund before the date of commencement of section 4 of the Central Provident Fund (Amendment No. 2) Act 2016, which if transferred on or after that date would be permitted under subsection (3C), is taken to be and always to have been validly transferred, and no legal proceedings lie or may be instituted or maintained in any court of law in respect of any such transfer.

[Act 26 of 2016 wef 01/01/2017]

(4) Any money recovered by the Board from any person under subsection (3) shall be refunded forthwith to the Government.

[32/84]

(4A) Despite sections 20(1)(b) and (1A) and 25 —

- (a) the Board may recover or transfer, as the case may be, any amount from a person's account in the Fund under this section even after the person's death; and
- (b) where, before the date of commencement of section 4 of the Central Provident Fund (Amendment No. 2) Act 2016, the Board had recovered or transferred, as the case may be, any amount from a person's account in the Fund after the person's death, which if recovered or transferred on or after that date would be permitted under this section, the amount is taken to be and always to have been validly recovered or transferred, and no legal proceedings lie or may be instituted or maintained in any court of law on account of or in respect of any such recovery or transfer.

[Act 26 of 2016 wef 01/01/2017]

(4B) Subsections (3) to (3D) and (4A) apply despite any other provisions of this Act, but are without prejudice to any other right of action or remedy which the Board or the Government may have under any written law or rule of law.

[Act 26 of 2016 wef 01/01/2017]

(5) In this section —

“approved scheme” means a scheme approved by the Minister;

“cash grant” means a cash grant made by the Government under any approved scheme.

[Act 6 of 2016 wef 01/05/2016]

Loan by Government to member

14A.—(1) The Board may, from time to time, accept moneys lent by the Government to any member of the Fund pursuant to any approved loan scheme.

[12/99]

(2) The Board shall credit the moneys lent to any member under subsection (1) into the ordinary account of that member.

[12/99]

(3) Any moneys paid into the Fund under subsection (2) shall be deemed to be contributions for the purposes of this Act and those moneys or interest thereon may be withdrawn under the provisions of any regulations made under this Act for such purposes and in such manner as may be prescribed by the regulations.

[12/99]

(4) Notwithstanding anything in this Act, the Board may allow a member who has taken a loan from the Government pursuant to an approved loan scheme to withdraw any part of the contributions and interest standing to his credit in the Fund for the repayment of the loan and the payment of any interest or other charges which the member may from time to time be liable to pay to the Government under the terms and conditions of that loan.

[12/99]

(5) The Board shall be entitled to receive any repayment and payment under subsection (4) on behalf of the Government.

[12/99]

(6) Notwithstanding anything in this Act, the Board shall be entitled to recover on behalf of the Government any moneys lent to a member pursuant to any approved loan scheme and which have been paid into the Fund for the benefit of the member under subsection (2), together with any interest and other charges which the member is liable to pay to the Government under the terms and conditions of the loan from any money standing to the credit of the member's accounts in the Fund if the member —

(a) fails to pay any sum under the loan when due; or

(b) is in breach of any other term or condition of the loan.

[12/99]

(7) Any moneys received or recovered by the Board from any member under subsection (5) or (6) shall be refunded immediately to the Government.

[12/99]

(8) In this section, “approved loan scheme” means a loan scheme approved by the Minister.

[12/99]

PART III

WITHDRAWAL OF CONTRIBUTIONS

Authorisation and conditions for withdrawal from Fund

15.—(1) No sum of money standing to the credit of a member of the Fund may be withdrawn from the Fund except with the authority of the Board.

(1A) The Board may give its authority under subsection (1) —

- (a) for the withdrawal of money standing to a member’s credit in the Fund, on the application of a person who —
 - (i) is entitled or allowed to withdraw the money; or
 - (ii) will be entitled to withdraw the money under subsection (2)(a), (3) or (7) within such period as the Board may determine; or
- (b) without any application mentioned in paragraph (a), for the withdrawal of —
 - (i) the whole or part of an amount referred to in subsection (6C)(a) that a member is entitled to withdraw under subsection (7);
 - (ii) the whole or part of any money that the Board may allow the member to withdraw under subsection (4)(b);
 - (iii) the amount standing to the credit of a deceased member in the Fund that a person nominated by the deceased member in accordance with section 25(1) is entitled to withdraw under subsection (5); or
 - (iv) such other amounts standing to the credit of a member in the Fund for payment to the member as

may be prescribed by regulations made under section 77(1).

[Act 26 of 2016 wef 01/01/2017]

(1B) *[Deleted by Act 26 of 2017 wef 01/01/2017]*

(1C) *[Deleted by Act 26 of 2017 wef 01/01/2017]*

(1D) *[Deleted by Act 26 of 2017 wef 01/01/2017]*

(2) Subject to this section and sections 16, 19 and 19A, a member of the Fund shall be entitled to withdraw the sum standing to the credit of the member in the Fund at any time after the Board is satisfied that the member —

- (a) has attained the age of 55 years;
- (b) not being a citizen of Singapore, has left or is about to leave Singapore and the States of Malaya permanently with no intention to return thereto;
- (c) being a citizen of Malaysia has left or is about to leave Singapore permanently for the States of Malaya in such circumstances as the Minister may approve;
- (d) is physically or mentally incapacitated —
 - (i) from ever continuing in any employment; or
 - (ii) in such other manner as the Minister may approve;
- (e) lacks capacity within the meaning of section 4 of the Mental Capacity Act (Cap. 177A);
- (f) is suffering from a medical condition leading to a severely impaired life expectancy; or
- (g) is suffering from a terminal illness or disease.

[Act 26 of 2016 wef 01/01/2017]

[5/87; 15/2006; 21/2008; 25/2008; 18/2009; 22/2010]

(2A) Where a member of the Fund is entitled under subsection (2)(d), (e) or (f) to withdraw the sum standing to his credit in the Fund, at the time of the withdrawal and at such other times as the Minister may determine, and in accordance with such directions as the Minister may give in any particular case —

(a) such amount as the Minister may specify shall be set aside or topped-up in the member's retirement account —

(i) by the member; or

(ii) from the sum standing to the member's credit in the Fund, after excluding any reserved amount standing to the member's credit in his ordinary account; and

[Act 26 of 2016 wef 01/01/2017]

(b) *[Deleted by Act 26 of 2016 wef 01/01/2017]*

(c) if there exist such circumstances as may be prescribed by any regulations made under section 77(1) and the member is thereby required to reserve any amount in his ordinary account, such reserved amount shall be set aside or topped-up in that account —

(i) by the member; or

(ii) from the sum standing to the member's credit in that account.

[Act 24 of 2013 wef 01/06/2014]

(2B) Where any amount has been set aside or topped-up in the member's retirement account for the purposes of subsection (2A)(a), the amount standing to the credit of the member in his retirement account may be withdrawn by the member in accordance with such terms and conditions as the Minister may from time to time impose.

[Act 24 of 2013 wef 01/01/2014]

(3) Subject to subsection (6) and section 16, a member of the Fund who has withdrawn any money from the Fund on the ground that he has attained the age of 55 years shall be entitled to make one further withdrawal of the sum standing to his credit in the Fund on or after every first anniversary of his date of birth after he has attained the age of 55 years or such other period as the Minister may direct.

[Act 26 of 2016 wef 01/01/2017]

[5/87; 36/2002]

(4) Notwithstanding subsection (3) but subject to subsection (6) and section 16, the Board may —

(a) where a member has withdrawn any money from the Fund on the ground that he has attained the age of 55 years, allow

him to withdraw, at any time, the sum standing to his credit in the Fund if he satisfies such conditions as the Board may impose in any particular case; and

- (b) where a member has attained the age of 55 years, allow him to withdraw, within such time as the Board may permit, the whole or any part of the amount of any money that is paid, repaid or refunded into his account in the Fund pursuant to a charge under subsection (9), (9A), (11D) or (11E) or section 21(1), 21A(1), 21B(1), 27C(1)(v)(A) or (B), 27D(1)(v)(B), 27DA(1)(v), 27E(1)(iv) or 27F(1)(iv), or pursuant to an undertaking given under subsection (10) or (10A) or section 27D(1)(v)(A).

[Act 26 of 2016 wef 01/01/2017]

[Act 24 of 2013 wef 01/01/2014]

(5) Subject to section 25(3), after the death of a member of the Fund, a person who is nominated by the deceased member, by a memorandum executed in accordance with section 25(1), shall be entitled to withdraw, in the manner provided for in the memorandum, from the balance standing to the credit of the deceased member in the Fund, such portion of the amount payable on the deceased member's death out of the Fund as the person has been nominated to receive under the memorandum.

[20/2011]

(6) Subject to subsections (6A), (8) and (8A), where a member of the Fund is entitled under subsection (2)(a) or (3), or is allowed under subsection (4), to withdraw the sum standing to his credit in the Fund, at the time of the withdrawal and in accordance with any regulations made under this Act —

- (a) such retirement sum applicable to the member as may be prescribed shall be set aside or topped-up —
- (i) by the member; or
 - (ii) from the sum standing to the member's credit in the Fund, after excluding any reserved amount standing to the member's credit in his ordinary account; and

[Act 26 of 2016 wef 01/01/2017]

- (b) *[Deleted by Act 26 of 2016 wef 01/01/2017]*

- (c) if there exist such circumstances as may be prescribed by any regulations made under section 77(1) and the member is thereby required to reserve any amount in his ordinary account, such reserved amount shall be set aside or topped-up in that account —

(i) by the member; or

- (ii) from the sum standing to the member's credit in that account.

[Act 26 of 2016 wef 01/01/2017]

[Act 24 of 2013 wef 01/06/2014]

(6A) Where 2 members of the Fund are parties to a marriage, and neither member is a relevant member, the Board may, on a joint application made by them before 1st January 2013, permit them to set aside jointly an amount which is less than 2 times the retirement sum if each member has executed a memorandum under section 25(1) nominating the other member to receive, on his death, an amount belonging to him which is not less than such amount as the Board may specify.

[Act 26 of 2016 wef 01/01/2017]

[15/2006; 18/2009; 23/2012]

(6B) Any memorandum executed under subsection (6A) by 2 members of the Fund who are parties to a marriage —

- (a) shall not be revocable during the subsistence of the marriage, unless the Board is satisfied that —

(i) either member is, or both members are, physically or mentally incapacitated —

(A) from ever continuing in any employment; or

(B) in such other manner as the Minister may approve;

(ii) either member lacks, or both members lack, capacity within the meaning of section 4 of the Mental Capacity Act;

(iii) either member is, or both members are, suffering from a medical condition leading to a severely impaired life expectancy; or

- (iv) either member is, or both members are, suffering from a terminal illness or disease; and
- (b) shall, where the marriage has been dissolved (otherwise than by death) or has been annulled, be revoked upon the Board being notified of the dissolution or annulment of the marriage.

[40/2007; 21/2008; 22/2010]

(6C) The amount standing to the credit of a member in the member's retirement account may, in accordance with such terms and conditions as the Board may impose, be used or withdrawn in all or any of the following manner:

- (a) deposited before 1 January 2014 with an approved bank or retained in the member's retirement account;
- (b) withdrawn to purchase an approved annuity from an insurer;
- (c) withdrawn to pay a premium referred to in section 27L(1) or (1A);
- (d) used, transferred or withdrawn in any other circumstances as permitted under this Act.

[Act 6 of 2016 wef 01/07/2017]

(6CA) For the purposes of subsections (6)(a) and (6C), the Board shall, if required by any regulations made under section 77(1), transfer from the sum standing to the credit of a member in the Fund to his retirement account, towards the maintenance of the retirement sum, such amount at such time as may be prescribed in those regulations.

[Act 26 of 2016 wef 01/01/2017]

[23/2012]

(6CB) For the purposes of subsection (6CA), different amounts and times may be prescribed for different classes of members.

[23/2012]

(6D) [*Deleted by Act 26 of 2016 wef 01/01/2017*]

(7) Where a member has deposited the amount referred to in subsection (6C)(a) with an approved bank or retained that amount in the member's retirement account, the member is entitled, at any time

on or after the entitlement date, to withdraw that amount or such part of that amount and any interest accruing on that amount, as the Board may determine, in accordance with any regulations made under section 77(1).

[Act 43 of 2017 wef 01/10/2018]

[Act 6 of 2016 wef 01/01/2017]

(7A) A member who has attained the age of 55 years but has not attained the prescribed age is entitled, in accordance with any regulations made under section 77(1), to withdraw the amount referred to in subsection (6C)(a) which is deposited with an approved bank or retained in the member's retirement account or such part of that amount as the Board may determine, or to surrender his approved annuity from an insurer, if the Board is satisfied that the member —

- (a) is physically or mentally incapacitated —
 - (i) from ever continuing in any employment; or
 - (ii) in such other manner as the Minister may approve;
- (b) lacks capacity within the meaning of section 4 of the Mental Capacity Act;
- (c) is suffering from a medical condition leading to a severely impaired life expectancy;
- (d) is suffering from a terminal illness or disease; or
- (e) is receiving or will receive a pension, annuity or other benefit approved by the Board that provides the member with a monthly income, whether or not the monthly income is less in value than the payout benchmark applicable to the member.

[22/2010]

[Act 24 of 2013 wef 01/01/2014]

[Act 6 of 2016 wef 01/01/2017]

[Act 43 of 2017 wef 01/10/2018]

(7B) Where a member of the Fund is entitled under subsection (7A)(a), (b) or (c) to withdraw the amount referred to in subsection (6C)(a) which is deposited with an approved bank or retained in the member's retirement account or any part of that amount or surrender his approved annuity from an insurer, at the time of the withdrawal or

surrender, as the case may be, and at such other times as the Minister may determine, and in accordance with such directions as the Minister may give in any particular case —

(a) such amount as the Minister may specify shall be set aside or topped-up in the member's retirement account —

(i) by the member; or

(ii) from the sum standing to the member's credit in the Fund, after excluding any reserved amount standing to the member's credit in his ordinary account; and

[Act 26 of 2016 wef 01/01/2017]

(b) *[Deleted by Act 26 of 2016 wef 01/01/2017]*

(c) if there exist such circumstances as may be prescribed by any regulations made under section 77(1) and the member is thereby required to reserve any amount in his ordinary account, such reserved amount shall be set aside or topped-up in that account —

(i) by the member; or

(ii) from the sum standing to the member's credit in that account.

[Act 24 of 2013 wef 01/06/2014]

[Act 6 of 2016 wef 01/01/2017]

(7C) Where any amount has been set aside or topped-up in the member's retirement account for the purposes of subsection (7B)(a), the amount standing to the credit of the member in his retirement account may be withdrawn by the member in accordance with such terms and conditions as the Minister may from time to time impose.

[Act 24 of 2013 wef 01/01/2014]

(8) A member need not comply with subsection (6)(a) if the Board is satisfied that the member —

(a) is physically or mentally incapacitated —

(i) from ever continuing in any employment; or

(ii) in such other manner as the Minister may approve;

(b) lacks capacity within the meaning of section 4 of the Mental Capacity Act;

- (c) is suffering from a medical condition leading to a severely impaired life expectancy;
- (d) is suffering from a terminal illness or disease;
- (e) is receiving or will receive a pension, annuity or other benefit approved by the Board that provides the member with a monthly income not less in value than the payout benchmark applicable to the member; or

[Act 43 of 2017 wef 01/10/2018]

- (f) has attained the age of 55 years before 1st January 1987.

[15/2006; 21/2008; 18/2009; 22/2010]

(8A) Where a member of the Fund is entitled under subsection (2)(a) or (3), or is allowed under subsection (4), to withdraw the sum standing to his credit in the Fund and, under subsection (8)(a), (b) or (c), need not comply with subsection (6)(a), at the time of the withdrawal and at such other times as the Minister may determine, and in accordance with such directions as the Minister may give in any particular case —

- (a) such amount as the Minister may specify shall be set aside or topped-up in the member's retirement account —

- (i) by the member; or

- (ii) from the sum standing to the member's credit in the Fund, after excluding any reserved amount standing to the member's credit in his ordinary account; and

[Act 26 of 2016 wef 01/01/2017]

- (b) *[Deleted by Act 26 of 2016 wef 01/01/2017]*

- (c) if there exist such circumstances as may be prescribed by any regulations made under section 77(1) and the member is thereby required to reserve any amount in his ordinary account, such reserved amount shall be set aside or topped-up in that account —

- (i) by the member; or

- (ii) from the sum standing to the member's credit in that account.

[Act 26 of 2016 wef 01/01/2017]

[Act 24 of 2013 wef 01/06/2014]

(8B) Where any amount has been set aside or topped-up in the member's retirement account for the purposes of subsection (8A)(a), the amount standing to the credit of the member in his retirement account may be withdrawn by the member in accordance with such terms and conditions as the Minister may from time to time impose.

[Act 24 of 2013 wef 01/01/2014]

(8C) A member who has attained the prescribed age and who need not comply with subsection (6)(a) by reason of subsection (8)(e) is entitled, in accordance with any regulations made under section 77(1) —

- (a) where any amount standing to the member's credit in the member's retirement account is deposited with an approved bank or retained in the member's retirement account under subsection (6C)(a), to withdraw the amount or such part of the amount, as the Board may determine, which was so deposited or retained; and
- (b) where any amount standing to the member's credit in the member's retirement account is used to purchase an approved annuity under subsection (6C)(b), to surrender the approved annuity.

[Act 6 of 2016 wef 01/01/2017]

(8CA) For the purposes of subsections (7A)(e) and (8)(e), the Minister —

- (a) may specify different amounts of payout benchmark for different classes of members, taking into account the life expectancy of the different classes of members;
- (b) must publish the payout benchmark applicable to each class of members in a manner accessible to the public; and
- (c) may, on the application of a member, specify a payout benchmark for that member that is less than the payout benchmark published under paragraph (b) for the class of members to which the member belongs.

[Act 43 of 2017 wef 01/10/2018]

(8D) Despite sections 14(2), 15(2), (2A), (6), (6C), (7), (7B) and (8A) and 27, where the Board has transferred or paid any amount into a member's account in the Fund (called in this section the transferred

amount), the Board may, on the member's application, permit the member to withdraw an amount determined by the Board —

- (a) from one or more accounts in the Fund as the Board may determine;
- (b) in circumstances prescribed by regulations made under section 77(1); and
- (c) if the member satisfies such requirements as the Board may specify.

[Act 6 of 2016 wef 01/01/2017]

(8E) An application under subsection (8D) must be made within such time as may be prescribed by regulations made under section 77(1), and different times may be prescribed for different types of withdrawals.

[Act 6 of 2016 wef 01/01/2017]

(8F) The amount that the Board may permit a member to withdraw under subsection (8D) must not exceed the transferred amount.

[Act 6 of 2016 wef 01/01/2017]

(9) Where a member or his spouse owns any immovable property of a value equal to or exceeding the retirement sum, the Board may, on an application made before 1st January 2013, permit the member —

- (a) to withdraw the amount referred to in the former subsection (6C)(b) or part thereof from his account with an approved bank or his retirement account; or
- (b) to surrender his approved annuity,

if the member or his spouse, as the case may be, agrees to the creation of a charge on the immovable property owned by him or his spouse, to secure the payment to the Board of the retirement sum.

[Act 26 of 2016 wef 01/01/2017]

[Act 6 of 2016 wef 01/01/2017]

[5/87; 39/2000; 15/2006; 18/2009; 23/2012]

(9A) Where a member and one or more related persons jointly own any immovable property of a value equal to or exceeding the retirement sum, the Board may, on an application made before 1st January 2013, permit the member —

(a) to withdraw the amount referred to in the former subsection (6C)(b) or part thereof from his account with an approved bank or his retirement account; or

(b) to surrender his approved annuity,

if the member and the related person or persons, as the case may be, agree to the creation of a charge on the immovable property owned by them to secure the payment to the Board of the retirement sum.

[Act 26 of 2016 wef 01/01/2017]

[Act 6 of 2016 wef 01/01/2017]

[39/2000; 18/2009; 23/2012]

(10) Where a member or his spouse or both of them jointly own any immovable property sold by an approved developer, by a Housing Authority or by a lessee of a Housing Authority, the Board may, on an application made before 1st January 2013, permit the member —

(a) to withdraw the amount referred to in the former subsection (6C)(b) or part thereof from his account with an approved bank or his retirement account; or

(b) to surrender his approved annuity,

if the member or his spouse (or both of them), as the case may be, gives an undertaking to refund to the Board an amount equal to the member's retirement sum or part thereof which is required to be set aside in the event the property is sold or otherwise disposed of.

[Act 26 of 2016 wef 01/01/2017]

[Act 6 of 2016 wef 01/01/2017]

[5/87; 40/2007; 18/2009; 20/2011; 23/2012]

(10A) Where a member and one or more persons jointly own any immovable property sold by an approved developer, by a Housing Authority or by a lessee of a Housing Authority, the Board may, on an application made before 1st January 2013, permit the member —

(a) to withdraw the amount referred to in the former subsection (6C)(b) or part thereof from his account with an approved bank or his retirement account; or

(b) to surrender his approved annuity,

if the member and the person or persons, as the case may be, give an undertaking to refund to the Board an amount equal to the member's retirement sum or part thereof which is required to be set aside in the event the property is sold or otherwise disposed of.

[Act 26 of 2016 wef 01/01/2017]

[Act 6 of 2016 wef 01/01/2017]

[39/2000; 40/2007; 18/2009; 20/2011; 23/2012]

(10B) The Board shall not enforce any undertaking under subsection (10) or (10A) if there exist such circumstances as may be prescribed in any regulations made under section 77(1) for the purposes of this subsection.

[15/2006; 23/2012]

(10C) [*Deleted by Act 23 of 2012*]

(11) Where a member owns any immovable property of a value equal to or exceeding the retirement sum, the Board may, on an application made on or after 1st January 2013, permit the member, in accordance with any regulations made under section 77(1) —

- (a) to withdraw the amount referred to in subsection (6C)(a) which is deposited with an approved bank or retained in the member's retirement account or any part of that amount; or
- (b) to surrender his approved annuity.

[Act 26 of 2016 wef 01/01/2017]

[Act 6 of 2016 wef 01/01/2017]

[23/2012]

(11A) Where a member and one or more persons jointly own any immovable property of a value equal to or exceeding the retirement sum, the Board may, on an application made on or after 1st January 2013, permit the member, in accordance with any regulations made under section 77(1) —

- (a) to withdraw the amount referred to in subsection (6C)(a) which is deposited with an approved bank or retained in the member's retirement account or any part of that amount; or

(b) to surrender his approved annuity.

[Act 26 of 2016 wef 01/01/2017]

[Act 6 of 2016 wef 01/01/2017]

[23/2012]

[Act 24 of 2013 wef 01/01/2014]

(11B) Where a member owns any immovable property sold by an approved developer, by a Housing Authority or by a lessee of a Housing Authority, the Board may, on an application made on or after 1st January 2013, permit the member, in accordance with any regulations made under section 77(1) —

(a) to withdraw the amount referred to in subsection (6C)(a) which is deposited with an approved bank or retained in the member's retirement account or any part of that amount; or

(b) to surrender his approved annuity.

[23/2012]

[Act 6 of 2016 wef 01/01/2017]

(11C) Where a member and one or more persons jointly own any immovable property sold by an approved developer, by a Housing Authority or by a lessee of a Housing Authority, the Board may, on an application made on or after 1st January 2013, permit the member, in accordance with any regulations made under section 77(1) —

(a) to withdraw the amount referred to in subsection (6C)(a) which is deposited with an approved bank or retained in the member's retirement account or any part of that amount; or

(b) to surrender his approved annuity.

[23/2012]

[Act 6 of 2016 wef 01/01/2017]

(11D) Where a member, with the permission of the Board under subsection (11), (11A), (11B) or (11C), has withdrawn the amount referred to in subsection (6C)(a) which is deposited with an approved bank or retained in the member's retirement account or any part of that amount, there shall be a charge constituted on the immovable property referred to in subsection (11), (11A), (11B) or (11C), as the

case may be, to secure the payment to the Board of the amount withdrawn.

[23/2012]

[Act 6 of 2016 wef 01/01/2017]

(11E) Where a member, with the permission of the Board under subsection (11), (11A), (11B) or (11C), has surrendered his approved annuity, there shall be a charge constituted on the immovable property referred to in subsection (11), (11A), (11B) or (11C), as the case may be, to secure the payment to the Board of the entire surrender value of the approved annuity.

[23/2012]

(11F) The following provisions shall apply to a charge constituted on any immovable property under subsection (11D) or (11E):

- (a) the charge shall be subject to all prior statutory rights and charges of any public authority over the immovable property and to all encumbrances registered or notified prior to the date of the constitution of the charge;
- (b) upon the constitution of the charge, the Board shall have the power of sale and all other powers relating or incidental thereto to sell and effectually transfer the immovable property to any purchaser as if the Board were a registered mortgagee and, in any case where the immovable property is registered land within the meaning of the Land Titles Act (Cap. 157), notwithstanding that the charge is not registered under that Act;
- (c) the charge shall extend to all the rights, benefits and interests of the member, or of the member and the other person or persons who jointly own the immovable property, as the case may be, under his or their agreement for sale and purchase of the immovable property;
- (d) where the Board has lodged with the Registrar an instrument (which shall be in such form as the Registrar may require) for the purpose of registering or notifying the charge, the Registrar shall not be concerned to enquire into the regularity or validity of the charge and shall, on

acceptance of the instrument, register or notify the charge in the appropriate register maintained by the Registrar under the Land Titles Act, the Land Titles (Strata) Act (Cap. 158) or the Registration of Deeds Act (Cap. 269), as the case may be;

- (e) the charge shall continue in force until the Board is satisfied of the occurrence of any event prescribed in any regulations made under section 77(1) for the purposes of this paragraph.

[23/2012]

(12) *[Deleted by Act 24 of 2013 wef 01/01/2014]*

(13) *[Deleted by Act 24 of 2013 wef 01/01/2014]*

(14) *[Deleted by Act 24 of 2013 wef 01/01/2014]*

(15) The following provisions shall apply to a charge created over any immovable property under subsection (9) or (9A):

- (a) the charge shall be subject to all prior statutory rights and charges of any public authority over the immovable property and to all encumbrances registered or notified prior to the date of the notification of the charge;
- (b) upon lodgment by the Board with the Registrar of an instrument (which shall be in such form as the Registrar may require) for the purpose of registering or notifying the charge and the acceptance of the instrument by the Registrar, the Board shall have —
 - (i) the power of sale and all other powers relating or incidental thereto as if the Board is a registered mortgagee; and
 - (ii) the power to sell, assign and dispose of all rights, benefits and interests under the agreement for the sale and purchase of the immovable property;
- (c) the charge shall extend to all the rights, benefits and interests of the member or his spouse, or the member and the related person or persons, as the case may be, under his

or their agreement for sale and purchase of the immovable property;

- (d) the Registrar shall not be concerned to enquire into the regularity or validity of the charge and shall, on acceptance of the instrument to register or notify the charge, register or notify the charge in the appropriate register maintained by the Registrar under the Land Titles Act, the Land Titles (Strata) Act or the Registration of Deeds Act, as the case may be;
- (e) the charge shall, on the application of the member or any other person having an interest in the property, be cancelled if the Board is satisfied of the occurrence of any event prescribed in any regulations made under section 77(1) for the purposes of this paragraph.

*[5/87; 39/2000; 15/2006; 18/2009; 22/2010; 20/2011;
23/2012]*

(15A) Section 73 of the Conveyancing and Law of Property Act (Cap. 61) and sections 49L and 49M of the Insurance Act (Cap. 142) shall not apply to any annuity purchased with any amount standing to the credit of a member in his retirement account.

[3/2009; 23/2012]

(16) In this section and section 15B —

[Deleted by Act 43 of 2017 wef 01/10/2018]

“approved developer” means an approved developer under Part IVB of the Housing and Development Act (Cap. 129);

“entitlement date”, in relation to a member, means a date specified by the Board, for the purposes of subsection (7), that falls in the month in which the member attains the prescribed age;

[Act 43 of 2017 wef 01/10/2018]

“Housing Authority” has the same meaning as in section 28;

“related person”, in relation to a member, means —

- (a) his spouse;
- (b) a child of the member, including an adopted child and a step-child;

- (c) a father or mother of the member;
- (d) a brother or sister of the member;
- (e) a grandchild of the member;
- (f) a grandparent of the member; or
- (g) any other person who in the opinion of the Board should be regarded as a related person for the purposes of this section;

“relevant member” has the same meaning as in section 27J.

[39/2000; 40/2007; 18/2009; 23/2012]

Restrictions on withdrawals to ensure repayment of approved loan

15A. Notwithstanding anything in section 15, a member of the Fund shall not be entitled to withdraw from the Fund any sum standing to his credit under section 15(2)(b), (c), (d), (e), (f) or (g) unless the Board is satisfied that all moneys lent to the member pursuant to any approved loan scheme within the meaning of section 14A and which have been paid into the Fund under section 14A(2) for the benefit of the member, together with any interest and other charges which the member is liable to pay to the Government under the terms and conditions of the loan, have been repaid to the Government.

[12/99; 15/2006]

Setting aside additional sum

15B.—(1) Before 1st January 2014, a member who is entitled to withdraw the sum standing to his credit in the Fund under section 15(2)(a), (3) or (4) may, in addition to the retirement sum required to be set aside under section 15(6)(a), set aside in accordance with regulations made under this Act, the balance or any part of the balance of the sum which the member is entitled to withdraw under section 15(2)(a), (3) or (4) (referred to in this section as the additional sum).

[Act 26 of 2016 wef 01/01/2017]

[39/2000; 20/2011]

[Act 24 of 2013 wef 01/01/2014]

(2) The additional sum set aside under subsection (1) may, before 1st January 2014 —

(a) be deposited with an approved bank; or

(b) be used to purchase an approved annuity from an insurer.

[Act 24 of 2013 wef 01/01/2014]

(3) Section 25 shall not apply to the additional sum set aside under subsection (1).

[39/2000]

Restrictions on withdrawal from medisave account

16.—(1) A member of the Fund is not entitled to withdraw any sum standing to the credit of the member in the member's medisave account under section 15(2)(a) or (3).

(2) A member of the Fund is not entitled to withdraw any sum standing to the credit of the member in the member's medisave account under section 15(2)(d), (e), (f) or (g), except with the approval of the Minister.

(3) The Board must not allow a member of the Fund to withdraw any sum standing to the credit of the member in the member's medisave account under section 15(4).

[Act 26 of 2016 wef 01/01/2017]

Withdrawal from medisave account of deceased member

¹**16A.—**(1) Notwithstanding section 24(3A), on or after the death of a member of the Fund, the Board may, subject to such conditions as the Minister may from time to time impose, permit the withdrawal, for one or more of the following purposes, of the whole or any part of the sum standing to the member's credit in his medisave account, in accordance with any regulations made under section 34 of the MediShield Life Scheme Act 2015 or section 77(1):

(a) for such medical, psychiatric or other treatment or services received by the member as may be prescribed by regulations made under section 77(1), if that withdrawal had been authorised —

¹ Subsection (1) of section 16A has been deleted and substituted and the heading of section 16A has been amended when section 8(a) and (b) of the Central Provident Fund (Amendment) Act 2012 (Act 23 of 2012) came into operation on 1st August 2013 (S 474/2013).

- (i) before the member's death, by him or, if he was unable to give the authorisation, by a prescribed person; or
- (ii) on or after the member's death, by a prescribed person;

[Act 4 of 2015 wef 01/11/2015]

- (b) for such medical, psychiatric or other treatment or services as may be prescribed by regulations made under section 77(1) received (whether before, on or after the date of commencement of section 8 of the Central Provident Fund (Amendment) Act 2012), or to be received, by the member's spouse, child or parent or by such other person as may be prescribed by regulations made under section 77(1), if that withdrawal had been authorised by the member before his death;

[Act 4 of 2015 wef 01/11/2015]

- (c) for any premium (including interest and penalties for late payment) and other sums payable for the member's insurance under the MediShield Life Scheme, or under any medical insurance scheme or other insurance scheme referred to in section 34(2)(j) of the MediShield Life Scheme Act 2015 or section 77(1)(k), if —

- (i) the member is insured under the MediShield Life Scheme, or under any medical insurance scheme or other insurance scheme, as the case may be; and

[Act 4 of 2015 wef 01/11/2015]

- (ii) the Board has authorised, whether before or after the member's death, the withdrawal of any amount standing to his credit in his medisave account for the payment of any such premium.

[Act 23 of 2012 wef 01/08/2013]

[Act 4 of 2015 wef 01/11/2015]

[Act 4 of 2015 wef 01/11/2015]

- (2) Where the Board has permitted the withdrawal of any money under subsection (1), section 24(3A) shall not apply to that money.

[15/2006]

(3) In subsection (1), “prescribed person” means such person or committee as may be prescribed by any regulations made under section 77(1).

[15/2006]

Withdrawal from special account for loan, etc.

17. The Board may allow a member to withdraw the whole or part of the moneys standing to his credit in his special account for all or any of the following purposes:

- (a) for the payment of any loan taken by him for the purchase of any immovable property by the member in accordance with any regulations made under section 77;
- (b) for the payment of —
 - (i) any improvement contribution due to the Housing and Development Board in respect of upgrading works carried out under Part IVA of the Housing and Development Act (Cap. 129) or to a Town Council in respect of lift upgrading works carried out under Part IVA of the Town Councils Act (Cap. 329A);
 - (ii) any interest imposed by the Housing and Development Board or the Town Council, as the case may be, on the improvement contribution referred to in sub-paragraph (i), where the improvement contribution is paid in instalments; and
 - (iii) any costs, fees or other incidental expenses arising from such works;
- (c) for such other purposes as permitted under, and in accordance with, this Act.

[12/99; 23/2005]

[Act 6 of 2016 wef 01/01/2017]

Transfer or payment of moneys to retirement account or special account, and voluntary maintenance of sum in retirement account

18.—(1) The Board may, for any of the purposes mentioned in section 15(6C), and subject to any regulations made under

section 77(1)(o) and such terms and conditions as the Board may impose, permit —

- (a) a member to transfer such portion (not exceeding such amount as may be prescribed) of the sum standing to the member's credit in the Fund as the Board may determine to the retirement account of a relevant individual, if the relevant individual has attained the age of 55 years;

[Act 43 of 2017 wef 01/01/2018]

- (b) any person to pay money into the retirement account of a member who has attained the age of 55 years; or
- (c) any person to voluntarily maintain, in a retirement account with the Board —

- (i) a retirement sum; or

[Act 26 of 2016 wef 01/01/2017]

- (ii) any other sum that the Board may allow, being a sum not exceeding such sum as may be prescribed by any regulations made under section 77(1)(o).

[40/2007; 25/2008; 23/2012]

[Act 6 of 2016 wef 01/01/2017]

(1A) All moneys transferred to or paid into a retirement account under subsection (1)(a) or (b) shall be applied in accordance with any regulations made under section 77(1)(o) and such terms and conditions as the Board may impose.

[40/2007]

(2) The Board may, subject to such terms and conditions as it may impose, permit —

- (a) a member to transfer such portion (not exceeding such amount as the Minister may specify) of the sum standing to the member's credit in the Fund as the Board may determine to the retirement account of a relevant individual, if any amount referred to in section 15(2A)(a), (7B)(a) or (8A)(a) is required to be set aside or topped-up in the retirement account of the relevant individual; or
- (b) any person to pay money (not exceeding such amount as the Minister may specify) into the retirement account of a

member, if any amount referred to in section 15(2A)(a), (7B)(a) or (8A)(a) is required to be set aside or topped-up in the retirement account of the member.

[23/2012]

(2A) All moneys transferred to or paid into a retirement account under subsection (2)(a) or (b) shall be applied in accordance with such terms and conditions as the Minister may impose.

[23/2012]

(3) The Board may, subject to any regulations made under section 77(1)(oa) and such terms and conditions as it may impose, permit —

- (a) a member to transfer such portion (not exceeding such amount as may be prescribed) of the sum standing to the member's credit in the Fund as the Board may determine to the special account of a relevant individual, if the Board has not transferred under section 15(6CA) any amount from the sum standing to the credit of the relevant individual in the Fund to the relevant individual's retirement account; or

[Act 43 of 2017 wef 01/01/2018]

[Act 24 of 2013 wef 28/06/2014]

- (b) any person to pay money into the special account of a member, if the Board has not transferred under section 15(6CA) any amount from the sum standing to the credit of the member in the Fund to the member's retirement account.

[Act 24 of 2013 wef 28/06/2014]

[40/2007; 25/2008; 18/2009; 23/2012]

(4) Subject to subsection (6), where a member is a relevant individual to whose special account any moneys have been transferred under subsection (3)(a) —

- (a) the moneys so transferred; and
- (b) the whole or such part as the Board may determine of any interest that would have accrued thereon,

shall be transferred by the Board to the member's retirement account at the relevant time.

[Act 24 of 2013 wef 28/06/2014]

(5) Subject to subsection (6) —

- (a) any moneys paid by any person into a member's special account under subsection (3)(b); and
- (b) the whole or such part as the Board may determine of any interest that would have accrued thereon,

shall be transferred by the Board to the member's retirement account at the relevant time.

[Act 24 of 2013 wef 28/06/2014]

(6) Where, at the relevant time, the total amount of the moneys and interest referred to in subsections (4)(a) and (b) and (5)(a) and (b) exceeds the retirement sum applicable to a member —

- (a) the total amount to be transferred by the Board to the member's retirement account under subsections (4) and (5) shall not exceed the retirement sum applicable to the member; and
- (b) the moneys and interest referred to in subsections (4)(a) and (b) and (5)(a) and (b) shall be transferred by the Board to the member's retirement account in such order of priority as may be prescribed in any regulations made under section 77(1)(oa).

[Act 26 of 2016 wef 01/01/2017]

[Act 24 of 2013 wef 28/06/2014]

(7) All moneys transferred to or paid into a special account under subsection (3) shall be applied in accordance with any regulations made under section 77(1)(oa) and such terms and conditions as the Board may impose.

[40/2007]

(8) Any moneys transferred under subsection (1)(a), (2)(a) or (3)(a), paid under subsection (1)(b), (2)(b) or (3)(b) or maintained under subsection (1)(c) shall be deemed to be contributions for the purposes of this Act.

[25/2008]

(8A) The Minister may —

- (a) for the purposes of subsection (1)(a) or (3)(a), prescribe different amounts that may be transferred by different classes of members to different classes of relevant individuals;
- (b) for the purposes of subsection (2)(a), specify different amounts that may be transferred by different classes of members to different classes of relevant individuals; and
- (c) for the purposes of subsection (2)(b), specify different amounts that may be paid by different classes of persons to different classes of members.

[Act 43 of 2017 wef 01/01/2018]

(8B) The Board may, for the purposes of subsection (1)(a), (2)(a) or (3)(a), determine different portions that may be transferred by different classes of members to different classes of relevant individuals.

[Act 43 of 2017 wef 01/01/2018]

(9) In this section, “relevant time”, in relation to a member, means such time as may be prescribed in relation to the member in any regulations made under section 77(1).

[Act 24 of 2013 wef 28/06/2014]

Transfer of member’s moneys in ordinary account or special account to retirement account

18A.—(1) The Board may, subject to any regulations made under section 77(1)(o) and such terms and conditions as it may impose, permit a member who has less than the prescribed amount standing to his credit in his retirement account to transfer a sum (not exceeding such amount as may be prescribed in those regulations) standing to his credit in his ordinary account or special account, or in both accounts, to his retirement account.

[23/2012]

(1A) All moneys transferred to a retirement account under subsection (1) shall be applied in accordance with any regulations made under section 77(1)(o) and such terms and conditions as the Board may impose.

[23/2012]

(2) In this section, “prescribed amount” means an amount prescribed by regulations made under section 77(1)(o).

[Act 6 of 2016 wef 01/01/2017]

Transfer of member’s money in ordinary account to special account

18B. The Board may (on a member’s application and subject to any regulations made under section 77(1) and any terms and conditions as the Board may impose) transfer a sum, not exceeding the special account top-up limit computed in accordance with regulations made under section 77(1), from the amount standing to a member’s credit in the member’s ordinary account to the member’s special account.

[Act 43 of 2017 wef 01/01/2018]

Transfer of member’s moneys in ordinary account or special account to medisave account

18C.—(1) The Board may, on the application of a member who has less than the requisite amount applicable to the member standing to his credit in his medisave account and subject to such terms and conditions as the Board may impose, transfer to his medisave account a sum standing to his credit in his ordinary account or special account, or in both accounts.

[Act 26 of 2016 wef 01/01/2017]

[20/2011]

(2) *[Deleted by Act 20 of 2011]*

(3) In this section, “requisite amount” means the amount as directed by the Minister under section 13(6).

[31/2003]

Transfer of member’s moneys in ordinary account or special account to medisave account of related person

18D. The Board may, on the application of a member and subject to such terms and conditions as the Board may impose, permit the member to transfer the whole or part of the amount standing to the credit of the member in either or both of the member’s ordinary account and special account to the medisave account of any person who is related to the member in a manner specified by the Board.

[Act 26 of 2016 wef 01/01/2017]

Provisions relating to moneys transferred or paid to relevant individual's, parent's, grandparent's, spouse's or sibling's retirement account on death or withdrawal under section 15(2)(b) or (c)

19.—(1) Any moneys transferred by a member to the retirement account of a relevant individual under section 18(1)(a) or (2)(a) —

- (a) shall not form part of the moneys payable out of the Fund on the death of the relevant individual; and
- (b) shall not be withdrawn from the Fund by the relevant individual under section 15(2)(b) or (c).

[25/2008; 23/2012]

(2) Except as otherwise provided by subsections (3) and (4), the moneys transferred under section 18(1)(a) or (2)(a), or the balance thereof, shall be credited to the account from which it was transferred upon —

- (a) the death of the relevant individual; or
- (b) the withdrawal of any sum from the Fund by the relevant individual under section 15(2)(b) or (c).

[25/2008; 23/2012]

(3) Where any moneys transferred by a member to the retirement account of a relevant individual under section 18(1)(a) or (2)(a) are transferred or paid by the Board to any person under section 27B —

- (a) subsection (2) shall not apply to those moneys; and
- (b) the person to whom those moneys have been transferred or paid by the Board under section 27B shall be entitled to retain those moneys.

[25/2008; 23/2012]

(4) Where the Board receives notice, in accordance with any regulations made under section 77(1), that any moneys transferred by a member to the retirement account of a relevant individual under section 18(1)(a) or (2)(a) are to be transferred or paid by the Board to any person under section 27B, and the Board has not, at the time it receives the notice, credited those moneys to the account of the member under subsection (2) —

- (a) subsection (2) shall not apply to those moneys; and

- (b) the person to whom those moneys are to be transferred or paid under section 27B shall be entitled to those moneys.

[25/2008; 23/2012]

(5) Any moneys paid by a person before 1st November 2008 to his parent's, grandparent's, spouse's or sibling's retirement account under section 18(1)(b) or (2)(b) as in force immediately before that date shall not form part of the moneys payable out of the Fund on the death of the parent, grandparent, spouse or sibling, as the case may be.

[25/2008]

(6) Except as otherwise provided by subsections (7) and (8), the moneys paid under section 18(1)(b) or (2)(b) as in force immediately before 1st November 2008, or the balance thereof, shall be credited to the account of the person who made the payment upon the death of the parent, grandparent, spouse or sibling.

[25/2008]

(7) Where any moneys paid by a person before 1st November 2008 to the retirement account of his parent, grandparent, spouse or sibling under section 18(1)(b) or (2)(b) as in force immediately before that date are transferred or paid by the Board to any person under section 27B —

- (a) subsection (6) shall not apply to those moneys; and
- (b) the person to whom those moneys have been transferred or paid by the Board under section 27B shall be entitled to retain those moneys.

[25/2008]

(8) Where the Board receives notice, in accordance with any regulations made under section 77(1), that any moneys paid by a person before 1st November 2008 to the retirement account of his parent, grandparent, spouse or sibling under section 18(1)(b) or (2)(b) as in force immediately before that date are to be transferred or paid by the Board to any person under section 27B, and the Board has not, at the time it receives the notice, credited those moneys to the account of the member under subsection (6) —

- (a) subsection (6) shall not apply to those moneys; and

- (b) the person to whom those moneys are to be transferred or paid under section 27B shall be entitled to those moneys.
[25/2008]

Provisions relating to moneys transferred or paid to relevant individual's, spouse's or sibling's special account on death or withdrawal under section 15(2)(b) or (c)

19A.—(1) Any moneys transferred by a member to the special account of a relevant individual under section 18(3)(a) —

- (a) shall not form part of the moneys payable out of the Fund on the death of the relevant individual; and
- (b) shall not be withdrawn from the Fund by the relevant individual under section 15(2)(b) or (c).

[25/2008; 18/2009; 23/2012]

(2) Except as otherwise provided by subsections (3) and (4), the moneys transferred under section 18(3)(a), or the balance thereof, shall be credited to the account from which it was transferred upon —

- (a) the death of the relevant individual; or
- (b) the withdrawal of any sum from the Fund by the relevant individual under section 15(2)(b) or (c).

[25/2008; 18/2009; 23/2012]

(3) Where any moneys transferred by a member to the special account of a relevant individual under section 18(3)(a) are transferred or paid by the Board to any person under section 27B —

- (a) subsection (2) shall not apply to those moneys; and
- (b) the person to whom those moneys have been transferred or paid by the Board under section 27B shall be entitled to retain those moneys.

[25/2008; 18/2009; 23/2012]

(4) Where the Board receives notice, in accordance with any regulations made under section 77(1), that any moneys transferred by a member to the special account of a relevant individual under section 18(3)(a) are to be transferred or paid by the Board to any person under section 27B, and the Board has not, at the time it receives the notice, credited those moneys to the account of the member under subsection (2) —

- (a) subsection (2) shall not apply to those moneys; and
- (b) the person to whom those moneys are to be transferred or paid under section 27B shall be entitled to those moneys.

[25/2008; 18/2009; 23/2012]

(5) Any moneys paid by a person before 1st November 2008 to his spouse's or sibling's special account under section 18(3)(b) as in force immediately before that date shall not form part of the moneys payable out of the Fund on the death of the spouse or sibling, as the case may be.

[25/2008]

(6) Except as otherwise provided by subsections (7) and (8), the moneys paid under section 18(3)(b) as in force immediately before 1st November 2008, or the balance thereof, shall be credited to the account of the person who made the payment upon the death of the spouse or sibling.

[25/2008]

(7) Where any moneys paid by a person before 1st November 2008 to the special account of his spouse or sibling under section 18(3)(b) as in force immediately before that date are transferred or paid by the Board to any person under section 27B —

- (a) subsection (6) shall not apply to those moneys; and
- (b) the person to whom those moneys have been transferred or paid by the Board under section 27B shall be entitled to retain those moneys.

[25/2008]

(8) Where the Board receives notice, in accordance with any regulations made under section 77(1), that any moneys paid by a person before 1st November 2008 to the special account of his spouse or sibling under section 18(3)(b) as in force immediately before that date are to be transferred or paid by the Board to any person under section 27B, and the Board has not, at the time it receives the notice, credited those moneys to the account of the member under subsection (6) —

- (a) subsection (6) shall not apply to those moneys; and

- (b) the person to whom those moneys are to be transferred or paid under section 27B shall be entitled to those moneys.

[25/2008]

Exceptions to sections 19(1) and (2) and 19A(1) and (2)

19B.—(1) Despite sections 19(1) and (2) and 19A(1) and (2), where a relevant individual —

- (a) dies; or
- (b) withdraws any sum from the Fund under section 15(2)(b) or (c),

the amount of the relevant individual's transferred moneys mentioned in subsection (2) standing in any account in the Fund of the relevant individual on the death or withdrawal —

- (c) must not be credited to the account from which it was transferred under section 18(1)(a), (2)(a) or (3)(a), as the case may be; but
- (d) forms part of the moneys payable out of the Fund on the death of the relevant individual or that may be withdrawn from the Fund by the relevant individual under section 15(2)(b) or (c), as the case may be.

(2) Subsection (1) applies to the amount of the relevant individual's transferred moneys that —

- (a) before the relevant event occurs in relation to the relevant individual, is withdrawn from the relevant individual's retirement account or special account (as the case may be) under any applicable provision, and then restored to any account of the relevant individual in the Fund because —
 - (i) the payment of the withdrawn moneys was unsuccessful; or
 - (ii) the instrument in respect of that payment was returned to the Board or had expired;
- (b) before the relevant event occurs in relation to the relevant individual, is transferred to any other account of the

relevant individual in the Fund under any applicable provision;

- (c) before the relevant event occurs in relation to the relevant individual, is dealt with in any other way prescribed for the purposes of this paragraph in regulations made under section 77(1); or
- (d) on the occurrence of the relevant event in relation to the relevant individual, remains standing to the credit of the relevant individual in the Fund in any circumstances prescribed in regulations made under section 77(1).

(3) Any payment by the Board, made before the date of commencement of section 9 of the Central Provident Fund (Amendment) Act 2019, from a relevant individual's transferred moneys that would, if made on or after that date, be valid under subsection (1) is taken to be and always to have been validly made; and no legal proceedings lie or may be instituted or maintained, in any court of law on account of or in respect of such payment.

(4) In this section —

“applicable provision” means section 15(2)(d), (e), (f) or (g), (2B), (7), (7C) or (8B);

“relevant event”, in relation to a relevant individual, means the event mentioned in subsection (1)(a) or (b) that occurs in relation to the relevant individual;

“relevant individual's transferred moneys” means the amount of moneys transferred from a member's account in the Fund to —

- (a) the relevant individual's retirement account under section 18(1)(a) or (2)(a); or
- (b) the relevant individual's special account under section 18(3)(a).

[Act 37 of 2019 wef 01/01/2020]

Exceptions to sections 19(5) and (6) and 19A(5) and (6)

19C.—(1) Despite sections 19(5) and (6) and 19A(5) and (6), the amount of a payee's paid moneys mentioned in subsection (2) that, on

the death of the payee, is standing in any of the payee's accounts in the Fund —

- (a) must not be credited to the account mentioned in section 19(6) or 19A(6) (as the case may be) on the death of the payee; but
- (b) forms part of the moneys payable out of the Fund on the death of the payee.

(2) Subsection (1) applies to the amount of the payee's paid moneys that —

- (a) before the death of the payee, is withdrawn from the payee's retirement account or special account (as the case may be) under any applicable provision, and then restored to any account of the payee in the Fund because —
 - (i) the payment of the withdrawn moneys was unsuccessful; or
 - (ii) the instrument in respect of that payment was returned to the Board or had expired;
- (b) before the death of the payee, is transferred to any other account of the payee in the Fund under any applicable provision;
- (c) before the death of the payee, is dealt with in any other way prescribed for the purposes of this paragraph in regulations made under section 77(1); or
- (d) on the death of the payee, remains standing to the credit of the payee in the Fund in any circumstances prescribed in regulations made under section 77(1).

(3) Any payment by the Board, made before the date of commencement of section 9 of the Central Provident Fund (Amendment) Act 2019, from a payee's paid moneys that would, if made on or after that date, be valid under subsection (1) is taken to be and always to have been validly made; and no legal proceedings lie or may be instituted or maintained, in any court of law on account of or in respect of such payment.

(4) In this section —

“applicable provision” means section 15(2)(d), (e), (f) or (g), (2B), (7), (7C) or (8B);

“payee” means —

- (a) in relation to moneys paid by any person into the retirement account of a member under section 18(1)(b) or (2)(b) — the person’s parent, grandparent, spouse or sibling to whose retirement account the moneys were paid under that section; and
- (b) in relation to moneys paid by any person into the special account of a member under section 18(3)(b) — the person’s spouse or sibling to whose special account the moneys were paid under that section;

“payee’s paid moneys” means the moneys paid by any person, before 1 November 2008, into —

- (a) the retirement account of the payee (being the person’s parent, grandparent, spouse or sibling) under section 18(1)(b) or (2)(b) as in force immediately before that date; or
- (b) the special account of the payee (being the person’s spouse or sibling) under section 18(3)(b) as in force immediately before that date.

[Act 37 of 2019 wef 01/01/2020]

Withdrawals

20.—(1) Subject to subsection (1A) and section 25(3), upon an application for the withdrawal of a sum of money standing to the credit of a member of the Fund by a person entitled thereto under section 15 —

- (a) where the applicant is the member, the Board may pay him such sum as he is entitled to withdraw from the Fund (including any interest calculated in accordance with section 6(4) and (4B) up to the date the Board authorised the payment); or

- (b) where the member has died and the applicant is a person nominated by the member by a memorandum executed in accordance with section 25(1) —
- (i) if the memorandum provides for payment to the person in accordance with section 25(1)(a)(i) (whether or not the person is a citizen or permanent resident of Singapore), or if the memorandum provides for payment to the person in accordance with section 25(1)(a)(ii) but the person is not a citizen or permanent resident of Singapore, the Board may pay the person such portion of the amount payable on the member's death out of the Fund as he is nominated to receive;
 - (ii) if the memorandum provides for payment to the person in accordance with section 25(1)(a)(ii), and the person is a citizen or permanent resident of Singapore, the Board may —
 - (A) subject to sub-paragraph (B), transfer to the person's accounts in the Fund, in such manner as the member has specified in the memorandum, such portion of the amount payable on the member's death out of the Fund as the person is nominated to receive; or
 - (B) if that portion exceeds such maximum amount as the Minister may determine for the purposes of section 25(1)(a)(ii)(B), transfer that maximum amount to the person's accounts in the Fund in such manner as the member has specified in the memorandum, and pay the person the excess; or
 - (iii) if the memorandum provides for payment to the person in accordance with section 25(1)(a)(iii) (whether or not the member is a citizen or permanent resident of Singapore at the time of his death, whether or not the person is a citizen or permanent resident of Singapore, and whether or not

the certification under section 25(1C) issued in respect of the person remains in force), the Board may —

- (A) subject to sub-paragraph (C) and if the memorandum so provides, pay the person such portion of the amount payable on the member's death out of the Fund as the person is nominated to receive in periodic instalments in such manner as the Board may determine;
- (B) subject to sub-paragraph (C) and if the memorandum so provides, transfer such part of that portion as the Board may determine to the person's medisave account in periodic instalments in such manner as the Board may determine, and pay the remainder of that portion to the person in periodic instalments in such manner as the Board may determine; or
- (C) if any of the circumstances specified in subsection (1B) applies —
 - (CA) pay that portion to the person;
 - (CB) pay such part of that portion as the Board may determine in accordance with sub-paragraph (A) or (B), and pay the remainder of that portion to the person; or
 - (CC) transfer such part of that portion as the Board may determine to the person's medisave account in periodic instalments in such manner as the Board may determine (if the memorandum so provides), and pay the remainder of that portion to the person.

[22/2010; 20/2011]

(1A) Subject to section 25(3) and such conditions as the Minister may impose, where the Board has been notified, in such manner as

may be prescribed in any regulations made under section 77(1), of the death of a member of the Fund who has executed a memorandum in accordance with section 25(1), the Board may, without any application for the withdrawal of a sum of money standing to the credit of that member by a person nominated by that member by the memorandum —

- (a) if the memorandum provides for payment to the person in accordance with section 25(1)(a)(i), and the person is a citizen or permanent resident of Singapore, pay the person such portion of the amount payable on the member's death out of the Fund as he is nominated to receive;
- (b) if the memorandum provides for payment to the person in accordance with section 25(1)(a)(ii), and the person is a citizen or permanent resident of Singapore —
 - (i) subject to sub-paragraph (ii), transfer to the person's accounts in the Fund, in such manner as the member has specified in the memorandum, such portion of the amount payable on the member's death out of the Fund as the person is nominated to receive; or
 - (ii) if that portion exceeds such maximum amount as the Minister may determine for the purposes of section 25(1)(a)(ii)(B), transfer that maximum amount to the person's accounts in the Fund in such manner as the member has specified in the memorandum, and pay the person the excess; or
- (c) if the memorandum provides for payment to the person in accordance with section 25(1)(a)(iii) (whether or not the member is a citizen or permanent resident of Singapore at the time of his death, and whether or not the certification under section 25(1C) issued in respect of the person remains in force), and the person is a citizen or permanent resident of Singapore —
 - (i) subject to sub-paragraph (iii) and if the memorandum so provides, pay the person such portion of the amount payable on the member's death out of the Fund as the person is nominated to

receive in periodic instalments in such manner as the Board may determine;

- (ii) subject to sub-paragraph (iii) and if the memorandum so provides, transfer such part of that portion as the Board may determine to the person's medisave account in periodic instalments in such manner as the Board may determine, and pay the remainder of that portion to the person in periodic instalments in such manner as the Board may determine; or
- (iii) if any of the circumstances specified in subsection (1B) applies —
 - (A) pay that portion to the person;
 - (B) pay such part of that portion as the Board may determine in accordance with sub-paragraph (i) or (ii), and pay the remainder of that portion to the person; or
 - (C) transfer such part of that portion as the Board may determine to the person's medisave account in periodic instalments in such manner as the Board may determine (if the memorandum so provides), and pay the remainder of that portion to the person.

[22/2010; 20/2011]

(1B) For the purposes of subsections (1)(b)(iii)(C) and (1A)(c)(iii), the circumstances are as follows:

- (a) such portion of the amount payable on the member's death out of the Fund as the person is nominated to receive does not exceed such amount as the Minister may determine under section 25(1)(a)(iii)(C);
- (b) the person has withdrawn, or the Board (on the person's application) has given its authority under section 15(1) for the withdrawal of, the sum standing to the credit of the person in the Fund under section 15(2)(b) or (c);

- (c) the person has applied to the Board to withdraw such portion of the amount payable on the member's death out of the Fund as the person is nominated to receive, and the Board is satisfied that the person —
 - (i) not being a citizen of Singapore, has left or is about to leave Singapore and the States of Malaya permanently with no intention to return thereto; or
 - (ii) being a citizen of Malaysia, has left or is about to leave Singapore permanently for the States of Malaya in such circumstances as the Minister may approve; or
- (d) the person has applied to the Minister charged with the responsibility for social services to withdraw such portion of the amount payable on the member's death out of the Fund as the person is nominated to receive, and that Minister has granted the person's application.

[20/2011]

(1C) The Minister charged with the responsibility for social services may in writing delegate to any person or group of persons appointed by that Minister all or any of his functions and powers under subsection (1B)(d).

[20/2011]

(1D) Where a member of the Fund has executed a memorandum under section 25(1) nominating any person to receive the person's portion of the amount payable on the member's death out of the Fund in accordance with section 25(1)(a)(iii), and the Board has been notified, in such manner as may be prescribed in any regulations made under section 77(1), of the death of the member, the Board may, in accordance with any regulations made under section 77(1) —

- (a) maintain for the member —
 - (i) a nominee ordinary account;
 - (ii) a nominee medisave account;
 - (iii) a nominee special account; and
 - (iv) a nominee retirement account, if the member had a retirement account at the time of his death;

- (b) transfer the person's portion of the amount payable on the member's death out of the Fund from the member's ordinary account, medisave account, special account and retirement account (if any) to the nominee accounts maintained for the member; and
- (c) pay the person, or transfer to the person's medisave account, any periodic instalment or the person's portion of the amount payable on the member's death out of the Fund, in accordance with the applicable sub-paragraph of subsection (1)(b)(iii) or (1A)(c), from the person's share of the amount standing to the credit of the member that is in the nominee accounts maintained for the member.

[20/2011]

(2) When any contributions are due to be paid for a member of the Fund in respect of any period ending not later than the last day of the month next following the date on which the withdrawal of the sum of money standing to his credit in the Fund is authorised and the contributions are not paid to the Fund until after the date of authorisation, those contributions may in the discretion of the Board be treated as if they had been included in the amount standing to the credit of the member at the date of authorisation of withdrawal and dealt with in accordance with subsection (1) or (1A), as the case may be.

[5/87; 22/2010]

(3) All applications for withdrawal shall be supported by such evidence as may be prescribed by the Board and by such further evidence as the Board may reasonably require.

[22/2010]

Charge on immovable property to secure repayment of withdrawals from Fund

21.—(1) Where in accordance with any regulations made under section 77, a member of the Fund has on or after 1st June 1981 withdrawn any money standing to his credit in the Fund for all or any of the following purposes:

- (a) to make payment, either full or partial, towards the purchase or acquisition of an immovable property;

- (b) to repay or to make periodic payments towards the repayment of any loan taken by the member to finance or re-finance the purchase or acquisition of an immovable property;
 - (c) to repay any loan or to reimburse any cost, fee or other expense pursuant to regulations made under section 77(1)(i);
 - (ca) to pay —
 - (i) any improvement contribution due to the Housing and Development Board in respect of upgrading works carried out under Part IVA of the Housing and Development Act (Cap. 129) or to a Town Council in respect of lift upgrading works carried out under Part IVA of the Town Councils Act (Cap. 329A);
 - (ii) any interest imposed by the Housing and Development Board or the Town Council, as the case may be, on the improvement contribution referred to in sub-paragraph (i), where the improvement contribution is paid in instalments; and
 - (iii) any costs, fees or other incidental expenses arising from such works;
- [Act 6 of 2016 wef 01/01/2017]*
- (d) to pay any costs, fees or other expenses incurred —
 - (i) for the purchase or acquisition of an immovable property;
 - (ia) to change the manner of holding of an immovable property from a joint tenancy to a tenancy in common, or vice versa;
 - (ib) for the transfer of any part (but not the whole) of the member's estate or interest in an immovable property to any other person;
 - (ii) for obtaining a loan to finance or re-finance any purchase or acquisition referred to in sub-paragraph (i); and

- (iii) in connection with withdrawals of any money from the Fund,

there shall be a charge on the member's estate or interest in the immovable property, or the remainder thereof (if paragraph (d)(ib) applies), to secure the repayment of the money withdrawn from the Fund including the whole or such part, as the Board may determine, of the interest that would have been payable thereon if the withdrawal had not been made.

[23/2005; 57/2007; 18/2009; 23/2012]

(1A) Where the immovable property is purchased, acquired or owned by the member as a co-purchaser, joint-tenant or tenant-in-common, as the case may be, with one or more persons, the charge shall, with the prior written consent of all the co-purchasers or co-owners, extend to all their respective estates or interests in the immovable property.

[19/83; 16/86; 5/87; 29/93; 57/2007]

(2) A charge under subsection (1) shall extend to all the rights, benefits and interests of the member or the co-purchasers or co-owners, as the case may be, under his or their agreement for sale and purchase of the immovable property.

[19/83; 16/86]

(3) *[Deleted by Act 23 of 2012]*

(4) Upon lodgment by the Board with the Registrar of an instrument (which shall be in such form as the Registrar may require) for the purpose of registering or notifying any charge under subsection (1) and the acceptance of the instrument by the Registrar, the Board shall have —

- (a) the power of sale and all other powers relating or incidental thereto as if the Board is a registered mortgagee; and
- (b) the power to sell, assign and dispose of all rights, benefits and interests under the agreement for the sale and purchase of the immovable property.

[19/83; 16/86]

(5) The Registrar shall not be concerned to enquire into the regularity or validity of a charge under subsection (1), and shall, on acceptance of the instrument to register or notify the charge, register

or notify the charge in the appropriate register maintained by the Registrar under the Land Titles Act (Cap. 157), the Land Titles (Strata) Act (Cap. 158) or the Registration of Deeds Act (Cap. 269), as the case may be.

[19/83]

(6) Any charge under subsection (1) shall be subject to all statutory rights and charges of any public authority over the immovable property and, in the absence of any agreement giving priority to the Board, to all encumbrances registered or notified prior to the date of acceptance by the Registrar of the instrument to register or notify the charge.

[19/83; 16/86]

(7) *[Deleted by Act 23 of 2012]*

(8) Notwithstanding section 80 of the Land Titles Act and section 15 of the Registration of Deeds Act —

- (a) where further withdrawals from the Fund are authorised by the Board after the registration or notification of any mortgage or charge created in favour of the Board at any time after the acceptance by the Registrar of the instrument lodged under subsection (4) for the purpose of registering or notifying a charge under subsection (1), all such withdrawals shall rank in priority to any other claims as if the withdrawals were made at the date of the creation of the mortgage or charge in favour of the Board; and
- (b) where any further advances have been made by a prior mortgagee or chargee after the Board has given notice in writing of the charge under subsection (1) to the prior mortgagee or chargee or after the acceptance by the Registrar of the instrument to register or notify the charge under subsection (4), such further advances shall not rank in priority to the Board's charge under subsection (1).

[19/83]

(9) Notwithstanding subsections (1) and (8), advances, interest and other moneys secured by a mortgage or charge on an immovable property may, with the agreement of the Board and subject to such conditions as the Board may impose, rank in priority or in pari passu

to the Board's charge under subsection (1) or any mortgage or charge created in favour of the Board.

[19/83; 16/86]

(10) A charge under subsection (1) on a member's estate or interest in an immovable property shall continue in force until, and the member or any other person having an interest in the immovable property shall be entitled to have the charge cancelled in the event that, all moneys secured by the charge —

- (a) have been repaid to the Fund; or
- (b) are no longer required by any regulations made under section 77(1) to be repaid to the Fund.

[23/2012]

(10A) Without prejudice to subsection (10), where there is a charge under subsection (1) on a member's estate or interest in an immovable property, and the Board is satisfied of the occurrence of any event prescribed in any regulations made under section 77(1) for the purposes of this subsection, the member or any other person having an interest in the immovable property may, with the approval of the Board, have the charge cancelled.

[23/2012]

(11) Subsections (4), (9), (10) and (10A) shall apply to all charges under subsection (1) securing the repayment of moneys withdrawn from the Fund pursuant to any regulations made under section 77.

[19/83; 23/2012]

(12) In this section and sections 15, 21A and 21B —

“public authority” means the Government, the Collector of Land Revenue, the Comptroller of Property Tax, and any other person, corporation or body, authorised or empowered by any written law to attach, sell or acquire land compulsorily;

“Registrar” means —

- (a) the Registrar of Titles, a Deputy Registrar of Titles or an Assistant Registrar of Titles appointed under the Land Titles Act; and

- (b) where the occasion requires, the Registrar of Deeds or a Deputy Registrar of Deeds appointed under the Registration of Deeds Act.

[19/83; 5/87; 27/95; 36/2002]

(13) This section shall not apply to any immovable property or class of immovable properties which the Minister may, by notification in the *Gazette*, specify.

[19/83; 16/86]

Registration of charge on immovable property to secure repayment of withdrawals from Fund before 1st June 1981

21A.—(1) Where in accordance with any regulations made under section 77, a member of the Fund has before 1st June 1981 withdrawn any money standing to his credit in the Fund —

- (a) to make payment, either full or partial, towards the purchase or acquisition of an immovable property;
- (b) to repay or to make periodic payments towards the repayment of any loan taken by the member to finance or re-finance the purchase or acquisition of an immovable property; or
- (c) to pay any costs, fees or other expenses incurred —
 - (i) for the purchase or acquisition of an immovable property;
 - (ii) for obtaining a loan to finance or re-finance such purchase or acquisition; and
 - (iii) in connection with withdrawals of any money from the Fund,

the Board may register or notify, in the appropriate register maintained by the Registrar under the Land Titles Act (Cap. 157), the Land Titles (Strata) Act (Cap. 158) or the Registration of Deeds Act (Cap. 269), a charge on the member's estate or interest in the immovable property to secure the repayment of the money withdrawn from the Fund including the whole or such part, as the Board may determine, of the interest that would have been payable thereon if the withdrawal had not been made.

[57/2007; 23/2012]

(1A) Where the immovable property is purchased, acquired or owned by the member as a co-purchaser, joint-tenant or tenant-in-common, as the case may be, with one or more persons, the charge shall, with the prior written consent of all the co-purchasers or co-owners, extend to all their respective estates or interests in the immovable property.

[27/95; 57/2007]

(2) A charge under subsection (1) shall extend to all the rights, benefits and interests of the member or the co-purchasers or co-owners, as the case may be, under his or their agreement for sale and purchase of the immovable property.

[27/95]

(3) Upon lodgment by the Board with the Registrar of an instrument (which shall be in such form as the Registrar may require) for the purpose of registering or notifying any charge under subsection (1) and the acceptance of the instrument by the Registrar, the Board shall have —

- (a) the power of sale and all other powers relating or incidental thereto as if the Board is a registered mortgagee; and
- (b) the power to sell, assign and dispose of all rights, benefits and interests under the agreement for the sale and purchase of the immovable property.

[27/95]

(4) The Registrar shall not be concerned to enquire into the regularity or validity of a charge under subsection (1) and shall, on acceptance of the instrument to register or notify the charge, register or notify the charge in the appropriate register maintained by the Registrar under the Land Titles Act, the Land Titles (Strata) Act or the Registration of Deeds Act, as the case may be.

[27/95]

(5) Any charge under subsection (1) shall be subject to all statutory rights and charges of any public authority over the immovable property and, in the absence of any agreement giving priority to the Board, to all encumbrances registered or notified prior to the date of acceptance by the Registrar of the instrument to register or notify the charge.

[27/95]

(6) [*Deleted by Act 23 of 2012*]

(7) Notwithstanding section 80 of the Land Titles Act and section 15 of the Registration of Deeds Act—

- (a) where further withdrawals from the Fund are authorised by the Board after the registration or notification of any mortgage or charge created in favour of the Board at any time after the acceptance by the Registrar of the instrument lodged under subsection (3) for the purpose of registering or notifying a charge under subsection (1), all such withdrawals shall rank in priority to any other claims as if the withdrawals were made at the date of the creation of the mortgage or charge in favour of the Board; and
- (b) where any further advances have been made by a prior mortgagee or chargee after the Board has given notice in writing of the charge under subsection (1) to the prior mortgagee or chargee or after the acceptance by the Registrar of the instrument to register or notify the charge under subsection (3), such further advances shall not rank in priority to the Board's charge under subsection (1).

[27/95]

(8) Notwithstanding subsections (1) and (7), advances, interest and other moneys secured by a mortgage or charge on an immovable property may, with the agreement of the Board and subject to such conditions as the Board may impose, rank in priority or in pari passu to the Board's charge under subsection (1) or any mortgage or charge created in favour of the Board.

[27/95]

(9) A charge under subsection (1) on a member's estate or interest in an immovable property shall continue in force until, and the member or any other person having an interest in the immovable property shall be entitled to have the charge cancelled in the event that, all moneys secured by the charge —

- (a) have been repaid to the Fund; or
- (b) are no longer required by any regulations made under section 77(1) to be repaid to the Fund.

[23/2012]

(9A) Without prejudice to subsection (9), where there is a charge under subsection (1) on a member's estate or interest in an immovable property, and the Board is satisfied of the occurrence of any event prescribed in any regulations made under section 77(1) for the purposes of this subsection, the member or any other person having an interest in the immovable property may, with the approval of the Board, have the charge cancelled.

[23/2012]

(10) Where costs, fees or other incidental expenses are incurred for the registration or notification of a charge under subsection (1) or section 21(4) or the discharge thereof, the Board may, subject to such terms and conditions as it may impose, authorise the whole or part of the amount standing to the member's credit in the Fund to be withdrawn and used to pay such costs, fees and other incidental expenses.

[27/95]

(11) This section shall not apply to any immovable property or class of immovable properties which the Minister may, by notification in the *Gazette*, specify.

[27/95]

Charge on HDB flats to secure repayment of withdrawals from Fund

21B.—(1) Where in accordance with any regulations made under section 77, a member of the Fund had or has before, on or after 1st January 2003 withdrawn any money standing to his credit in the Fund —

- (a) to make full or partial payment towards the purchase or acquisition of an HDB flat;
- (b) to repay or to make periodic payments towards the repayment of any loan taken by the member to finance or re-finance the purchase or acquisition of an HDB flat;
- (c) to pay —
 - (i) any improvement contribution due to the Housing and Development Board in respect of upgrading works carried out under Part IVA of the Housing and

Development Act (Cap. 129) or to a Town Council in respect of lift upgrading works carried out under Part IVA of the Town Councils Act (Cap. 329A);

- (ii) any interest imposed by the Housing and Development Board or the Town Council, as the case may be, on the improvement contribution referred to in sub-paragraph (i), where the improvement contribution is paid in instalments; and
- (iii) any costs, fees or other incidental expenses arising from such works; or

[Act 6 of 2016 wef 01/01/2017]

(d) to pay any costs, fees or other expenses incurred —

- (i) for the purchase or acquisition of an HDB flat;
- (ia) to change the manner of holding of an HDB flat from a joint tenancy to a tenancy in common, or vice versa;
- (ib) for the transfer of any part (but not the whole) of the member's estate or interest in an HDB flat to any other person;
- (ii) for obtaining a loan to finance or re-finance any purchase or acquisition referred to in sub-paragraph (i); and
- (iii) in connection with withdrawals of any money from the Fund,

there shall, immediately upon any such withdrawal, be a charge constituted on that HDB flat to secure the repayment of the money withdrawn from the Fund including the whole or such part, as the Board may determine, of the interest that would have been payable thereon if the withdrawal had not been made.

[36/2002; 23/2005; 57/2007; 23/2012]

(2) Upon the constitution of the charge on an HDB flat under subsection (1), the Board shall have the power of sale and all other powers relating or incidental thereto to sell and effectually transfer the title to the HDB flat to any purchaser as if the Board were a

registered mortgagee notwithstanding that the charge is not registered under the Land Titles Act (Cap. 157).

[36/2002]

(3) Any charge constituted on an HDB flat under subsection (1) shall be —

- (a) subject to all statutory rights and charges of any public authority over the HDB flat;
- (b) subject to any resale levy imposed by the Housing and Development Board in respect of the HDB flat except where the person on whom the resale levy is imposed has obtained a loan, whether redeemed or not, from any person other than the Housing and Development Board to finance the purchase or acquisition of the HDB flat;
- (c) subject to, in the absence of any agreement giving priority to the Board, all encumbrances registered or notified prior to the date of the constitution of the charge; and
- (d) subject to, rank in priority to, or rank equally without preference with, such other encumbrances as may be specified in regulations made under section 77.

[36/2002; 57/2007]

(4) *[Deleted by Act 23 of 2012]*

(5) If —

- (a) moneys secured by any charge constituted on an HDB flat under subsection (1) become due and payable to the Board under any regulations made under section 77; and
- (b) such moneys or any part thereof is not paid on the expiry of the period of 60 days from the date they become due and payable,

the Board may, with the prior written approval of the Housing and Development Board, by notice of sale (to be served or published in the manner to be specified in regulations made under section 77) declare its intention of selling the HDB flat.

[36/2002]

(6) If, on the expiry of the period of 90 days from the date of the notice of sale, the moneys secured by the charge or any part thereof has not been paid to the Board, the Board may sell the HDB flat.

[36/2002]

(7) Where the Board has sold any HDB flat under subsection (6), neither the purchaser of the HDB flat nor the Registrar shall be concerned to inquire into the regularity or validity of the sale or transfer.

[36/2002]

(8) For the purpose of registration of a transfer of any HDB flat sold under subsection (6), the Registrar may dispense with the production of the duplicate lease of the HDB flat or the duplicate subsidiary certificate of title in respect of the HDB flat, as the case may be.

[36/2002]

(9) The moneys received by the Board in exercise of its power of sale under subsection (6) shall be held by the Board in trust to be applied —

- (a) firstly, to discharge any right or charge specified in subsection (3)(a);
- (b) secondly, to pay any resale levy specified in subsection (3)(b);
- (c) thirdly, to discharge any encumbrance specified in subsection (3)(c);
- (d) fourthly, in payment of all costs and expenses properly incurred by the Board as incident to the sale or attempted sale, or otherwise;
- (e) fifthly, in payment to the Board of all moneys secured by the charge and in payment to any other party of all moneys to discharge any encumbrance specified in regulations made under section 77 for the purpose of subsection (3)(d), in the order of priority specified in the regulations; and
- (f) finally, in payment of moneys in the order of priority specified in regulations made under section 77.

[36/2002]

(10) Notwithstanding section 80 of the Land Titles Act, where further withdrawals from the Fund are authorised by the Board when a charge constituted on an HDB flat under subsection (1) is subsisting, all such withdrawals shall rank in priority to any other claims over the HDB flat as if the withdrawals were made at the date of the constitution of that charge.

[36/2002]

(11) Any charge constituted under subsection (1) shall continue in force until all moneys secured by the charge —

- (a) have been repaid to the Fund; or
- (b) are no longer required by any regulations made under section 77(1) to be repaid to the Fund.

[23/2012]

(11A) Without prejudice to subsection (11), where there is a charge constituted under subsection (1) on an HDB flat in respect of which a member has withdrawn any money standing to his credit in the Fund for any purpose referred to in subsection (1), and the Board is satisfied of the occurrence of any event prescribed in any regulations made under section 77(1) for the purposes of this subsection, the charge shall, on the application of the member or any other person having an interest in the HDB flat, cease to be in force if the Board approves the application.

[23/2012]

(12) This section shall not apply to —

- (a) any HDB flat in respect of which a charge in favour of the Board has been registered or notified in the appropriate register maintained by the Registrar under the Land Titles Act;
- (b) any HDB flat designated by the Housing and Development Board as an HUDC Phase III or IV flat; or
- (c) any HDB flat or class of HDB flats which the Minister may, by notification in the *Gazette*, specify.

[36/2002]

(13) Sections 21 and 21A shall not apply to any HDB flat to which this section applies.

[36/2002]

(14) [*Deleted by Act 18 of 2009*]

Withdrawals for payment of tuition fees at approved educational institution

22.—(1) The Board may, subject to such terms and conditions as it may impose, permit a member of the Fund to withdraw such portion of the sum standing to his credit in the Fund as may be prescribed for the payment of tuition fees payable by that member, his child or such other relative as may be approved by the Board, for a course of study conducted, or to be conducted, in whole or in part at an approved educational institution, including any such course of study leading to a qualification conferred by another educational institution.

[30/89; 25/2008]

(2) Every application for withdrawal under subsection (1) shall be made to the Board in such form as may be approved by the Board.

[30/89]

(3) Where any member wishes to make any withdrawal under subsection (1) for himself, his child or his relative, that member, child or relative shall —

(a) give an undertaking to the Board; and

(b) if required by the Board, furnish a guarantee by any person acceptable to the Board,

for —

(i) the repayment to that member's account in the Fund (in such manner and within such time as the Minister may prescribe) of all sums withdrawn under that subsection, together with the whole or such part, as the Board may determine, of the interest that would have been payable thereon; and

(ii) the payment into the Fund of the whole or such part, as the Board may determine, of any reasonable expenses incurred by the Board in recovering any sum or interest referred to in paragraph (i).

[Act 24 of 2013 wef 01/01/2014]

(4) An undertaking given to the Board by any person under subsection (3) shall be enforceable notwithstanding that the person was a minor at the time the undertaking was given.

[30/89]

(4A) Any person who gives or has given an undertaking under subsection (3) to the Board in relation to any withdrawal under subsection (1) for payment to an approved educational institution may, if that person has attained 16 years of age, consent —

- (a) to the approved educational institution disclosing to the Board such information, evidence or document about that person as the Board may reasonably require for the purpose of carrying out the provisions of this section or regulations made under section 23; and
- (b) to the Board disclosing to any other person such information, evidence or document relating to that person as may be necessary or expedient —
 - (i) for the purpose of carrying out the provisions of this section or regulations made under section 23; or
 - (ii) to facilitate the enforcement of an undertaking given, or a payment or repayment required, under this section.

[Act 6 of 2016 wef 01/05/2016]

(5) Notwithstanding anything in this Act, any amount repayable to a member's account in the Fund, or payable to the Fund, pursuant to an undertaking given, or a guarantee furnished, under subsection (3) that is not repaid or paid (as the case may be) may be sued for and recovered by the Board under section 65.

[Act 24 of 2013 wef 01/01/2014]

(5A) The Board may refuse to permit a withdrawal under subsection (1) for a payment to an approved educational institution, if the approved educational institution fails to —

- (a) provide such information, evidence and documents relevant to the payment as the Board may reasonably require from the approved educational institution; or

- (b) comply with such administrative or operational requirements as the Board may reasonably impose under an arrangement between the Board and the approved educational institution.

[25/2008]

(5B) Without prejudice to subsections (3), (4) and (5), where any sum standing to the credit of a member in the Fund has been withdrawn and paid to an approved educational institution in error —

- (a) the approved educational institution shall repay to the Board, to the account of the member in the Fund, that sum, together with the whole or such part, as the Board may determine, of the interest that would have been payable thereon;
- (b) the approved educational institution shall, if it caused or contributed to the error —
 - (i) reimburse the Board for all reasonable expenses incurred by the Board in rectifying the error; and
 - (ii) indemnify the Board against any liability (whether to the member or to any other person) incurred by the Board in connection with the withdrawal or payment;
- (c) any sum not repaid to the Board under paragraph (a) may be sued for and recovered by the Board under section 65; and
- (d) any sum not paid to the Board under paragraph (b) may be sued for and recovered by the Board as a debt due to the Board.

[25/2008]

(6) In this section —

“approved educational institution” means any educational institution in Singapore approved by the Minister for the purposes of subsection (1);

“course of study” means any course of study which is of a type prescribed by the Minister for the purposes of subsection (1);

“relative” means a person who is related to a member and who is dependent on that member for his care and maintenance;

“tuition fees” includes any administrative fees imposed by the Board in respect of any withdrawals made by a member under this section.

[30/89; 25/2008]

Regulations for purposes of section 22

23. The Minister may make such regulations as are necessary or expedient for the purpose of carrying out the provisions of section 22 and, in particular, such regulations may —

- (a) prescribe the amount and the manner in which withdrawals may be made by members;
- (b) provide for the manner and time for the repayment of such withdrawals by members and other persons who have utilised the withdrawals;
- (c) provide for such information, evidence and documents that the Board may require from members of the Fund and other persons who have utilised such withdrawals; and
- (d) prescribe anything which may be prescribed by the Minister under section 22.

[30/89]

Protection of benefits

24.—(1) Subsection (2) shall apply to all of the following things:

- (a) any contributions to the Fund, interest thereon and other moneys standing to the credit of a member in the Fund;
- (b) any withdrawals made from the Fund under this Act, and any rights of any member acquired thereunder;
- (c) any moneys repayable to the Fund by any member which are secured by —
 - (i) a charge on the member’s estate or interest in an immovable property under section 21(1), 21A(1), 27C(1)(v)(A) or 27E(1)(iv);

- (ii) a charge constituted on an HDB flat under section 21B(1) or 27F(1)(iv);
- (iii) a charge created or constituted on an immovable property under section 15(9), (9A), (11D) or (11E), 27C(1)(v)(B), 27D(1)(v)(B) or 27DA(1)(v);
- (d) any moneys repayable to the Fund pursuant to an undertaking given under section 15(10) or (10A) or 27D(1)(v)(A);
- (e) any moneys referred to in section 15(6C)(a) or 15B(2) which is deposited by a member with an approved bank and any interest on those moneys, and any withdrawals from the moneys and interest;
[Act 6 of 2016 wef 01/01/2017]
- (f) any payments from an approved annuity referred to in section 15(6C)(b) or 15B(2);
- (g) every investment made by a member under any scheme in accordance with any regulations made under section 77(1)(n) the proceeds or benefits (or any part thereof) of which the member is obliged to repay into the Fund, and any proceeds or benefits of such an investment which the member is obliged to repay into the Fund.
[Act 24 of 2013 wef 01/01/2014]

(2) Notwithstanding any written or other law but subject to sections 14, 14A, 27B, 27C, 27D, 27DA, 27E, 27F, 27G, 27H, 27N and 57C and any regulations made under section 27Q, 57F or 77(1), the things set out in subsection (1)(a) to (g) —

- (a) shall not be assignable, transferable, attached, sequestered or levied upon for or in respect of any debt or claim;
- (b) shall not be subject to any set-off of any nature for any debt owing by the member; and
- (c) if the member is adjudicated a bankrupt by a court —
 - (i) shall not pass to the Official Assignee on the bankruptcy of the member; and

- (ii) shall be deemed not to form part of the property of the member.

[Act 24 of 2013 wef 01/01/2014]

(2A) Section 73 of the Conveyancing and Law of Property Act (Cap. 61) and section 49L of the Insurance Act (Cap. 142) shall not apply to —

- (a) any policy of insurance which is an investment made by a member of the Fund under any scheme in accordance with any regulations made under section 77(1)(n) the proceeds or benefits (or any part thereof) of which the member is obliged to repay into the Fund; and
- (b) any proceeds or benefits of such a policy of insurance which the member is obliged to repay into the Fund.

[3/2009]

(3) *[Deleted by Act 24 of 2013 wef 01/01/2014]*

(3A) Subject to subsection (3B), sections 16A, 25(2A), 27N and 57C and any regulations made under section 27Q or 57F, all moneys paid out of the Fund on the death of any member of the Fund shall be deemed to be impressed with a trust in favour of —

- (a) the person or persons nominated under section 25(1) by the deceased member, if any; or
- (b) the person or persons determined by the Public Trustee in accordance with section 25(2) to be entitled thereto,

but shall, without prejudice to the operation of the Estate Duty Act (Cap. 96), be deemed not to form part of the deceased member's estate or to be subject to his debts.

[15/2006; 40/2007; 57/2007; 18/2009; 22/2010]

(3B) Where any money is payable to the spouse or former spouse of a member of the Fund under section 27B(1), (2) or (3) on the death of the member, subsection (3A) shall not apply to that money.

[40/2007]

(4) *[Deleted by Act 24 of 2013 wef 01/01/2014]*

(5) *[Deleted by Act 24 of 2013 wef 01/01/2014]*

(6) The bankruptcy of an employee shall not affect the payment of contributions from the wages of the employee in accordance with the

provisions of this Act, but that payment shall continue to be made notwithstanding the provisions of any written law and the portion of wages so paid shall be deemed not to form part of his after-acquired property.

(7) [*Deleted by Act 18 of 2009*]

Exceptions to section 24(2) relating to certain provisions in or under other written law

24A.—(1) Section 24(2) does not prevent the Board from doing, in relation to any thing set out in section 24(1), any thing required or allowed by the following provisions:

- (a) section 79 of the Goods and Services Tax Act (Cap. 117A), section 57 of the Income Tax Act, section 38 of the Property Tax Act (Cap. 254) or section 70 of the Stamp Duties Act (Cap. 312);
- (b) any provision of other written law specified in regulations made under section 77(1) for the purposes of this paragraph, being a provision that allows or requires the Board to make any payment on behalf of a member.

(2) Any payment made by the Board under any provision mentioned in subsection (1)(a), before the date of commencement of section 11 of the Central Provident Fund (Amendment) Act 2019, which would be valid if made on or after that date is taken to be and always to have been validly made; and no legal proceedings lie or may be instituted or maintained, in any court of law on account of or in respect of such payment.

[Act 37 of 2019 wef 01/01/2020]

Moneys payable on death of member

25.—(1) Subject to such conditions as may be prescribed by the Board, any member of the Fund who is at least 16 years of age may, by a memorandum executed in such manner as may be prescribed by the Board, nominate any person to receive in his own right —

- (a) such portion of the amount payable on the member's death out of the Fund as the memorandum shall indicate —
 - (i) by the payment of that portion to that person;

- (ii) if, at the time the Board is satisfied that the memorandum is duly executed, that person is a citizen or permanent resident of Singapore —
 - (A) subject to sub-paragraph (B), by the transfer of that portion to that person's accounts in the Fund in such manner as the member may specify in the memorandum; or
 - (B) if that portion exceeds such maximum amount as the Minister may determine, by the transfer of that maximum amount to that person's accounts in the Fund in such manner as the member may specify in the memorandum, and by the payment of the excess to that person; or
- (iii) if, at the time the Board is satisfied that the memorandum is duly executed, the member and that person are citizens or permanent residents of Singapore, and a certification under subsection (1C) has been issued in respect of that person and remains in force —
 - (A) subject to sub-paragraph (C), by the payment of that portion to that person in periodic instalments in such manner as the Board may determine;
 - (B) subject to sub-paragraph (C), by the transfer of such part of that portion as the Board may determine to that person's medisave account in periodic instalments in such manner as the Board may determine, and by the payment of the remainder of that portion to that person in periodic instalments in such manner as the Board may determine; or
 - (C) if that portion does not exceed such amount as the Minister may determine —
 - (CA) by the payment of that portion to that person;

(CB) by the payment of such part of that portion as the Board may determine in accordance with sub-paragraph (A) or (B), and by the payment of the remainder of that portion to that person; or

(CC) by the transfer of such part of that portion as the Board may determine to that person's medisave account in periodic instalments in such manner as the Board may determine, and by the payment of the remainder of that portion to that person; or

(b) such portion of any shares designated under section 26(1) as the memorandum shall indicate.

[22/2010; 20/2011; 23/2012]

(1A) For the avoidance of doubt, a member of the Fund may nominate one or more persons by a memorandum under subsection (1).

[22/2010]

(1B) The Minister may, for different classes of persons nominated under subsection (1), determine —

(a) different maximum amounts for the purposes of subsection (1)(a)(ii)(B); and

(b) different amounts for the purposes of subsection (1)(a)(iii)(C).

[20/2011]

(1C) The Minister charged with the responsibility for social services may, on an application by a member who wishes to execute a memorandum under subsection (1) nominating a person to receive the person's portion of the amount payable on the member's death out of the Fund in accordance with subsection (1)(a)(iii), issue a certification in writing stating that the person is eligible to receive that portion in that manner, if —

(*a*



THE STATUTES OF THE REPUBLIC OF SINGAPORE

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(CHAPTER 36)

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