

## **Annex**

*Note: this Annex is intended to assist with reading the Bill and should be read together with the Bill. It does not purport to set out exhaustively the clauses in the Bill.*

<b>Clause</b>	<b>Act(s) to be Amended</b>	<b>Amendment</b>
2	Interpretation Act 1965 ( <b>"IA"</b> )	<ol style="list-style-type: none"><li>1. Section 2(1) of the IA currently reads: "‘repeal’ includes rescind, revoke, cancel or replace". The definition of repeal will be amended to expressly include "delete".</li><li>2. A new section 2(2A) will be inserted in the IA, which will provide that "If a written law provides for a definition to apply, the definition applies unless the context otherwise requires."</li></ol>
3	Air Navigation Act 1966 ( <b>"ANA"</b> )	<p>Section 9(1) of the ANA provides for the Civil Aviation Authority of Singapore (<b>"CAAS"</b>) to make regulations, with the approval of the Minister. Section 9(1) will be amended to expressly allow for regulations to be made to:</p> <ol style="list-style-type: none"><li>1. Prescribe the type and amount of insurance coverage that an owner or operator of an aircraft must carry, and prohibit an aircraft from taking off or landing in Singapore if its owner or operator is not insured as required; and</li><li>2. Prescribe one-time or periodic fees.</li></ol>

Clause	Act(s) to be Amended	Amendment
4	Children and Young Persons Act 1993 ( <b>"CYPA"</b> )  Children and Young Persons (Amendment) Act 2019 ( <b>"CYPAA"</b> )	1. In 2019, the CYPAA was passed to amend the CYPA. Sections 27 and 55 of the CYPAA have not been brought into force, and will be deleted by clause 4 of the present Bill.  2. Clause 4 will introduce substantively the same amendments that sections 27 and 55 of the CYPAA sought to make, save that it will contain updated references to statutory provisions that have been renumbered in the 2020 Revised Edition of Acts, and it will allow the First Schedule and the Second Schedule of the CYPA to be brought into force separately.
5	Civil Aviation Authority of Singapore Act 2009 ( <b>"CAAS Act"</b> )	Section 63(1) of the CAAS Act is amended to delete the definitions of "company" and "corporation".
6	Copyright Act 2021 ( <b>"Copyright Act"</b> )	1. Section 193 of the Copyright Act is amended to allow underlying works and performances that are incorporated in a performance to be deemed fairly used if the performance itself is fairly used for criticism or review. Currently, such underlying works and performances are only deemed fairly used if they are included in certain works (but not performances) that are fairly used for criticism or review.

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		<p>2. Section 285(2)(a) is amended to make clear that, when the Government informs a rights owner about a public act, the Government must do so in the prescribed manner.</p> <p>3. Section 301(1)(a) is amended to make clear that the “copy” referred to in that subsection refers to a copy of a “sound recording”.</p> <p>4. Section 377(2)(b) provides a transitional arrangement for existing works made before 21 November 2021, in relation to the recently-introduced right for authors to be identified in relation to the public use of certain works. Section 377(2)(b) currently applies to the first copyright owner’s initial assignee or licensee, and exempts such persons from having to identify the author of an existing work. The amendment will provide and make clear that the (i) first copyright owner; and (ii) subsequent assignees and licensees (beyond the first copyright owner’s initial assignee or licensee) are also exempted from having to identify the author of an existing work.</p>

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7	COVID-19 (Temporary Measures) Act 2020 ( <b>"COTMA"</b> )	<p>2 groups of amendments will be made to COTMA.</p> <ol style="list-style-type: none"> <li>1. First, new sections 1A and 1B are inserted to validate applications for an assessor's determination under Part 2 that were made between 20 April 2022 and 30 April 2022, both dates inclusive.</li> <li>2. Second, sections 12(4)(a), 13(1A)(a), 13A(1), and 38A(1) are amended so that applications for Assessor determination which remain pending will be deemed withdrawn on a date to be prescribed. Subsequent determinations cannot be made after the prescribed date. To give effect to these amendments, a new section 1C is inserted to empower the Minister charged with the responsibility for law to make regulations for the purposes of giving effect to the new sections 1A and 1B.</li> </ol>
8	<p>Customs Act 1960 (<b>"Customs Act"</b>)</p> <p>Guns, Explosives and Weapons Control Act 2021 (<b>"GEWCA"</b>)</p>	<p>A new section 6A is inserted in the Customs Act to provide for officers of customs to be armed with such batons, arms, ammunition and other accoutrements as may be necessary for the discharge of their duties. This is substantively the same provision which section 97(5) of the GEWCA (which has not yet been brought into force) sought to introduce to the Customs Act, with minor amendments.</p>

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		Customs officers are currently armed when performing duties in situations assessed to be of high risk.
9	Extradition Act 1968 ("EA")	<ol style="list-style-type: none"> <li>1. Certain subsections of section 16 of the EA (relating to proceedings after the apprehension of a person) are deleted, and moved to a new section 15A with some modifications. The new section 15A will apply to apprehended persons in general. The remaining provisions in section 16 apply only to cases where an apprehended person has not consented to his or her surrender to the relevant foreign State or declared Commonwealth territory.</li> <li>2. Section 19(10) of the EA is amended to make clear that section 19 (relating to an apprehended person's waiver of his or her right of review) does not apply to a case where the apprehended person had consented to his or her surrender.</li> <li>3. Section 21 is amended to insert supplementary provisions relating to a warrant of surrender by the Minister under section 21(3).</li> <li>4. A new section 49A is inserted. It provides for the arrest of a person who escapes from custody or prison. The specific</li> </ol>

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		provisions in sections 16(11), 19(10) and 35(10) are deleted as a consequence.
10	Gas Act 2001 (" <b>GA</b> ")	<ol style="list-style-type: none"> <li>1. Section 29(3) is amended to clarify that the prescription of the persons or class of persons to be responsible for the inspection, maintenance, repair or renewal, of any part of a gas installation or any part of a gas service pipe linking a gas service isolation valve to the gas installation, is by way of an order in the Gazette.</li> <li>2. Section 29(4)(c) (as amended by section 4(b) of the Energy (Resilience Measures and Miscellaneous Amendments) Act 2021) is amended to clarify that "the person" the gas transporter is to notify to carry out maintenance, repair or renewal following the inspection of gas installations or gas service pipes is the person prescribed under section 29(3) of the GA to be responsible for such maintenance, repair or renewal, if the person is not the gas transporter.</li> </ol>
11	Land Transport Authority of Singapore Act 1995 (" <b>LTA Act</b> ")	<ol style="list-style-type: none"> <li>1. Paragraph 1 of the Second Schedule of the LTA Act, which refers to fees under the Parking Places Act 1974 ("<b>PPA</b>"), is amended to account for the repeal of Part 3 of the PPA in 2020. The original wording that existed prior to the</li> </ol>

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	Small Motorised Vehicles (Safety) Act 2020 (" <b>SMVA</b> ")	<p>introduction of Part 3 of the PPA will be reinstated.</p> <p>2. A new paragraph 26, relating to fees and charges prescribed under the SMVA will be inserted to the Second Schedule of the LTA Act. This is the same paragraph that section 29(e) of the SMVA sought to insert in the Second Schedule of the LTA Act, save that the paragraph number has been renumbered.</p>
12	<p>Medicines Act 1975 ("<b>MA</b>")</p> <p>Medicines (Advertisement and Sale) Act 1955 ("<b>MASA</b>")</p> <p>Sale of Drugs Act 1914 ("<b>SDA</b>")</p> <p>Pharmacists Registration Act 2007</p> <p>Public Defenders Act 2022</p> <p>Weights and Measures Act 1975</p>	<p>1. Sections 12A, 16(3) and (6), 19A, 19B, 19C, 19D and 20(4) of the MA, which relate to intellectual property obligations for pharmaceutical products, are deleted with consequential amendments. These obligations are now found in the Health Products Act 2007 and its regulations.</p> <p>2. Section 76(1) of the MA (which has not been brought into force) provides for the MASA and SDA to be repealed together. This amendment will allow the MASA and the SDA to be repealed on separate occasions, with consequential amendments to certain other Acts.</p>

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13	Mutual Assistance in Criminal Matters Act 2000 (“ <b>MACMA</b> ”)	<p>Under section 41 of MACMA, when Singapore makes or receives a request for assistance, the Attorney-General must cause a notice to be given to the Minister of the request for assistance. The Minister, upon receipt of a notice from the Attorney-General, may instruct the Attorney-General to take or not take action that the Minister thinks is in or against the interests of the sovereignty, security or public order of Singapore.</p> <p>Section 41(5) will be amended to make clear that the Minister’s functions under that section may be exercised by a public officer authorised by the Minister.</p>
14	Pioneer Generation and Merdeka Generation Funds Act 2014 (“ <b>PMGFA</b> ”)	<p>Section 16(1)(a) of the PMGFA provides that a Pioneer or Merdeka Generation Senior is eligible for a cash grant to be credited to his or her Medisave or other CPF account, during a prescribed period.</p> <p>1. Section 16(1)(a) will be amended to enable individuals who are determined to be a Pioneer or Merdeka Generation Senior after verification by the Appeals Panel to receive the cash grants <i>in respect of</i> the prescribed period, whether the crediting is made during or after that period.</p>



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		2. Cash grants that have been credited after the prescribed period pursuant to verification by the Appeals Panel will be validated.
15	Police Force Act 2004 ( <b>"PFA"</b> )	<p>Section 69 of the PFA currently provides that the Commissioner or Deputy Commissioner of Police is responsible for, amongst other things, the promotion of a special police officer of the rank of deputy superintendent to the rank of superintendent.</p> <p>1. Section 69 is amended to provide that the Minister for Home Affairs (instead of the Commissioner or Deputy Commissioner of Police) is the approving authority for the promotion of a special police officer of the rank of deputy superintendent to the rank of superintendent.</p> <p>2. Certain previous promotions that have been made by the Minister for Home Affairs or the Permanent Secretary of the Ministry of Home Affairs (instead of the Commissioner or Deputy of Commissioner for Police) will be validated.</p>
16	Protection from Harassment Act 2014 ( <b>"POHA"</b> )	1. The current definition of "court" for the purposes of sections 12 and 13 and Division 2 of Part 3 of POHA, is "a District Court (including the Protection from

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		<p>Harassment Court) or a Family Court". The definition of "court" will be amended to mean "a court of competent jurisdiction". This will ensure that all courts which may grant orders under sections 12 and 13 and Division 2 of Part 3 of POHA are included within the definition of "court".</p> <p>2. "Employees or workers" in section 6(5) and 6(6) will be deleted and replaced with "employees, workers or other persons", to allow volunteers to be prescribed as "public service workers".</p> <p>3. Section 13(5), which currently provides that there shall be no appeal against a decision of the District Court made under section 13, will be amended to provide that all decisions made by a court under section 13 are not appealable.</p> <p>4. The definition of "related proceedings" will be inserted in section 16I. This definition is similar to the definition in section 16J(6)(b).</p>
17	Public Utilities Act 2001 ( <b>"PUA"</b> )	Section 5 of the PUA provides that the Public Utilities Board consists of not less than 5 or not more than 10 members, excluding the Chairperson. Section 5 will be amended to increase the maximum number of members from 10 to 13.

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18	Registered Designs Act 2000 ( <b>"RDA"</b> )	<p>Section 30A of the RDA provides express legal effect to disclaimers filed with the Registrar.</p> <ol style="list-style-type: none"> <li>1. A new section 30A(2) will be introduced to preserve the legal effect of disclaimers made before the commencement date of section 30A of the RDA (26 May 2022), if it was filed in a manner compliant with the RDA and the rules when the disclaimer was made.</li> <li>2. Section 30A(3) will be amended to correct a typographical error.</li> </ol>
19	Sentosa Development Corporation Act 1972 ( <b>"SDCA"</b> )	<ol style="list-style-type: none"> <li>1. A new section 2(2) will be introduced to clarify that the definition of "Sentosa" includes islands that become contiguous with the island of Sentosa because of land reclamation.</li> <li>2. Section 6(2) of the SDCA currently provides that any expense incurred by the Sentosa Development Corporation (<b>"SDC"</b>) or any member or employee acting under the direction of the SDC must be borne by and repaid out of the funds of SDC. Section 6(2) will be amended to include "or other person", such that section 6(2) will also cover any person acting under the direction of the SDC.</li> </ol>

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20	<ul style="list-style-type: none"> <li>• Active Mobility Act 2017</li> <li>• Adoption of Children Act 2022</li> <li>• Central Provident Fund Act 1953</li> <li>• Control of Vectors and Pesticides Act 1998</li> <li>• Customs Act 1960</li> <li>• Environmental Public Health Act 1987</li> <li>• National Registration Act 1965</li> <li>• Road Traffic Act 1961</li> <li>• Sale of Food Act 1973</li> <li>• Singapore Tourism Board Act 1963</li> <li>• Smoking (Prohibition in Certain Places) Act 1992</li> <li>• Tobacco (Control of Advertisements and Sale) Act 1993</li> <li>• Transboundary Haze Pollution Act</li> <li>• Vulnerable Adults Act 2018</li> </ul>	Currently, where an accused person fails to attend court on the date stated in a Notice to Attend Court, these 15 Acts require the accused person to show cause as to why he or she should not be punished. The show cause proceedings and the punishments for persons who fail to show cause in these 15 Acts will be abolished.

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	<ul style="list-style-type: none"> <li>Workplace Safety and Health Act 2006</li> </ul>	
21	<ul style="list-style-type: none"> <li>Bus Services Industry Act 2015</li> <li>Civil Aviation Authority of Singapore Act 2009</li> <li>Consumer Protection (Fair Trading) Act 2003</li> <li>Environmental Public Health Act 1987</li> <li>Insurance Act 1966</li> <li>Maritime and Port Authority of Singapore Act 1996</li> <li>Telecommunications Act 1999</li> </ul>	<p>Inadvertent omissions in legislative references to the Insolvency, Restructuring and Dissolution Act 2018 (“<b>IRDA</b>”) in these 7 Acts will be corrected:</p> <ol style="list-style-type: none"> <li>References to “Part 7” of the IRDA will be amended to refer to “Parts 7 and 9”.</li> <li>References to “Part 8” of the IRDA will be amended to refer to “Parts 8 and 9”.</li> </ol>
22	<ul style="list-style-type: none"> <li>Arbitration Act 2001</li> <li>Deposit Insurance and Policy Owners’ Protection Schemes Act 2011</li> <li>Insolvency, Restructuring and Dissolution Act 2018</li> <li>International Arbitration Act 1994</li> </ul>	<p>References in these 14 Acts will be updated for consistency with the provisions and terminology in the new Rules of Court 2021. For example, “plaintiff” will be replaced with “claimant”.</p>

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	<ul style="list-style-type: none"> <li>• Limited Liability Partnerships Act 2005</li> <li>• Motor Vehicles (Third-Party Risks and Compensation) Act 1960</li> <li>• Mutual Assistance in Criminal Matters Act</li> <li>• Parliamentary Elections Act 1954</li> <li>• Patents Act 1994</li> <li>• Presidential Elections Act 1991</li> <li>• Property Tax Act 1960</li> <li>• Public Trustee Act 1915</li> <li>• Registered Designs Act 2000</li> <li>• Trade Marks Act 1998</li> </ul>	
23	<ul style="list-style-type: none"> <li>• Broadcasting Act 1994</li> <li>• Intellectual Property Office of Singapore Act 2001</li> <li>• Newspaper and Printing Presses Act 1974</li> </ul>	<p>Obsolete powers to make transitional provisions or consequential amendments in these 4 Acts will be deleted, as they are no longer necessary.</p>

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	<ul style="list-style-type: none"> <li>Trade Marks Act 1998</li> </ul>	
24	<ul style="list-style-type: none"> <li>Healthcare Services Act 2020</li> <li>Housing and Development (Amendment) Act 2020</li> <li>Personal Data Protection (Amendment) Act 2020</li> <li>Road Traffic (Amendment) Act 2017</li> <li>Supreme Court of Judicature (Amendment) Act 2019</li> </ul>	Provisions in these 5 Acts will be repealed as they have been superseded by other legislative provisions, and no longer have to be brought into force.