

THE STATUTES OF THE REPUBLIC OF SINGAPORE

CYBERSECURITY ACT 2018

2020 REVISED EDITION

This revised edition incorporates all amendments up to and including 1 December 2021 and comes into operation on 31 December 2021.

Prepared and Published by

THE LAW REVISION COMMISSION
UNDER THE AUTHORITY OF
THE REVISED EDITION OF THE LAWS ACT 1983

Cybersecurity Act 2018

ARRANGEMENT OF SECTIONS

PART 1

PRELIMINARY

Section

- 1. Short title and commencement
- 2. Interpretation
- 3. Application of Act

PART 2

ADMINISTRATION

- 4. Appointment of Commissioner of Cybersecurity and other officers
- 5. Duties and functions of Commissioner
- 6. Appointment of authorised officers

PART 3

CRITICAL INFORMATION INFRASTRUCTURE

- 7. Designation of critical information infrastructure
- 8. Power to obtain information to ascertain if computer, etc., fulfils criteria of critical information infrastructure
- 9. Withdrawal of designation of critical information infrastructure
- 10. Furnishing of information relating to critical information infrastructure
- 11. Codes of practice and standards of performance
- 12. Power of Commissioner to issue written directions
- 13. Change in ownership of critical information infrastructure
- 14. Duty to report cybersecurity incident in respect of critical information infrastructure, etc.
- 15. Cybersecurity audits and risk assessments of critical information infrastructure
- 16. Cybersecurity exercises
- 17. Appeal to Minister
- 18. Appeals Advisory Panel

PART 4

RESPONSES TO CYBERSECURITY THREATS AND INCIDENTS

Section

- 19. Powers to investigate and prevent cybersecurity incidents, etc.
- 20. Powers to investigate and prevent serious cybersecurity incidents, etc.
- 21. Production of identification card by incident response officer
- 22. Appointment of cybersecurity technical experts
- 23. Emergency cybersecurity measures and requirements

PART 5

CYBERSECURITY SERVICE PROVIDERS

- 24. No person to provide licensable cybersecurity service without licence
- 25. Licensing officer and assistant licensing officers
- 26. Grant and renewal of licence
- 27. Conditions of licence
- 28. Form and validity of licence
- 29. Duty to keep records
- 30. Revocation or suspension of licence
- 31. Unlicensed cybersecurity service provider not to recover fees, etc.
- 32. Financial penalty
- 33. Licensing officer to give opportunity to make representations before ordering financial penalty
- 34. Recovery of financial penalties
- 35. Appeal to Minister

PART 6

GENERAL

- 36. Offences by corporations
- 37. Offences by unincorporated associations or partnerships
- 38. Powers of investigation
- 39. Power to enter premises under warrant
- 40. Jurisdiction of court
- 41. Composition of offences
- 42. Service of documents
- 43. Preservation of secrecy

Section

- 44. Protection from personal liability
- 45. Protection of informers
- 46. General exemption
- 47. Amendment of Schedules
- 48. Regulations
- 49. Saving and transitional provisions

First Schedule — Essential services

Second Schedule — Licensable cybersecurity services

An Act to require or authorise the taking of measures to prevent, manage and respond to cybersecurity threats and incidents, to regulate owners of critical information infrastructure, to regulate cybersecurity service providers, and for matters related thereto.

[31 August 2018: Except sections 24 to 35 and the Second Schedule]

PART 1

PRELIMINARY

Short title and commencement

- 1.—(1) This Act is the Cybersecurity Act 2018.
- (2) Part 5 and the Second Schedule come into operation on a date that the Minister appoints by notification in the *Gazette*.

Interpretation

- **2.**—(1) In this Act, unless the context otherwise requires
 - "Assistant Commissioner" means any Assistant Commissioner of Cybersecurity appointed under section 4(1)(b);
 - "assistant licensing officer" means any assistant licensing officer appointed under section 25(2);
 - "business entity" means
 - (a) a corporation as defined in section 4(1) of the Companies Act 1967;