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The following Act was passed by Parliament on 6 February 2017 and assented to by the President on 13 March 2017:—

REPUBLIC OF SINGAPORE

No. 7 of 2017.

I assent.

TONY TAN KENG YAM,
President.
13 March 2017.



An Act to amend the Planning Act (Chapter 232 of the 1998 Revised Edition).

Be it enacted by the President with the advice and consent of the Parliament of Singapore, as follows:

Short title and commencement

1. This Act is the Planning (Amendment) Act 2017 and comes into operation on a date that the Minister appoints by notification in the *Gazette*.

Amendment of section 2

2. Section 2 of the Planning Act is amended —

(a) by inserting, immediately after the definition of “amendment”, the following definition:

““architect” means a person who is registered as an architect under the Architects Act (Cap. 12) and who has in force a practising certificate issued under that Act;”;

(b) by deleting paragraph (c) of the definition of “breach of planning control” and substituting the following paragraph:

“(c) any failure to comply with any condition imposed under section 14(4) for a written permission or any condition of an authorisation under section 21(6);”;

(c) by inserting, immediately after the definition of “conservation permission”, the following definition:

““developer” means the person for whom or on whose behalf development of land or works within a conservation area are carried out;”;

(d) by inserting, immediately after the definition of “development charge”, the following definition:

““dormitory accommodation” includes accommodation occupied, or available for occupation, by 7 (or such other number as the Minister may, by notification in the *Gazette*, prescribe in substitution) or more individuals, where rent or other form of consideration is paid or given for the accommodation, whether by an occupant or

another person, and whether or not the relationship of landlord and tenant is thereby created, except where the occupants consist only of the following:

- (a) an individual who is related by blood, marriage or adoption (by virtue of an order of court in Singapore or elsewhere) to all other occupants except an occupant mentioned in paragraph (b) or (c);
 - (b) a domestic worker whose work permit states the premises occupied as the domestic worker's residential address;
 - (c) an individual engaged to provide care or medical assistance to another occupant;";
- (e) by inserting, immediately after the definition of "enforcement notice", the following definition:

“ “engineer” means a person who is registered as a professional engineer under the Professional Engineers Act (Cap. 253) and who has in force a practising certificate issued under that Act;”;

and

- (f) by inserting, immediately after the definition of “land”, the following definition:

“ “land surveyor” means a person who is registered as a surveyor under the Land Surveyors Act (Cap. 156) and who has in force a practising certificate issued under that Act;”.

Amendment of section 3

3. Section 3(3) of the Planning Act is amended —

- (a) by inserting, immediately after paragraph (c), the following paragraph:

“(ca) the use for a purpose specified in the Fourth Schedule of a building or part of a building originally constructed as a dwelling-house constitutes development, whether such use commenced before, on or after the date of commencement of section 3(a) of the Planning (Amendment) Act 2017;”;

(b) by deleting the word “and” at the end of paragraph (h); and

(c) by deleting the full-stop at the end of paragraph (i) and substituting the word “; and”, and by inserting immediately thereafter the following paragraph:

“(j) where a planning permission or conservation permission is cancelled under section 15(4), a planning permission or conservation permission granted for a specified period has lapsed, or a condition of an authorisation under section 21(6) is breached, the continued use of any building or land for any purpose constitutes development from the date of the cancellation, lapsing or breach, as the case may be.”.

Amendment of section 12

4. Section 12 of the Planning Act is amended —

(a) by deleting subsections (1), (2) and (3) and substituting the following subsections:

“(1) A person must not, without planning permission, carry out or permit the carrying out of any development of any land outside a conservation area.

(2) A person must not, without conservation permission, carry out or permit the carrying out of any works within a conservation area.

(3) A person must not, without subdivision permission, subdivide or permit the subdivision of any land.”; and

(b) by deleting subsection (4) and substituting the following subsections:

“(4) Subject to subsections (4A) and (4B), any person who contravenes subsection (1), (2) or (3) shall be guilty of an offence and shall be liable on conviction —

(a) to a fine not exceeding \$200,000 and, in the case of a continuing offence, to a further fine not exceeding \$10,000 for every day or part of a day during which the offence continues after conviction; or

(b) if the person is a repeat offender, to a fine not exceeding \$200,000 or to imprisonment for a term not exceeding 12 months or to both and, in the case of a continuing offence, to a further fine not exceeding \$10,000 for every day or part of a day during which the offence continues after conviction.

(4A) Where a contravention of subsection (2) by a person includes the demolition of a building (or part of a building) in a conservation area, the person convicted of an offence under subsection (4) for the contravention shall, in lieu of the punishment prescribed in subsection (4), be liable —

(a) to a fine not exceeding \$500,000 or to imprisonment for a term not exceeding 12 months or to both; and

(b) in the case of a continuing offence, to a further fine not exceeding \$10,000 for every day or part of a day during which the offence continues after conviction.