



REPUBLIC OF SINGAPORE

# GOVERNMENT GAZETTE

## ACTS SUPPLEMENT

*Published by Authority*

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NO. 15]

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The following Act was passed by Parliament on 9th May 2016 and assented to by the President on 31st May 2016:—

### REPUBLIC OF SINGAPORE

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**No. 15 of 2016.**

I assent.

TONY TAN KENG YAM,  
*President.*  
*31st May 2016.*

(LS)

An Act to amend the Income Tax Act (Chapter 134 of the 2014 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.—(1) This Act is the Income Tax (Amendment No. 2) Act 2016.
- (2) Sections 2(c) and 3 come into operation on 1 August 2016.
- (3) Sections 2(a) and (b) and 4 to 10 come into operation on a date that the Minister appoints by notification in the *Gazette*.

**Amendment of section 8A**

2. Section 8A of the Income Tax Act (called in this Act the principal Act) is amended —

- (a) by inserting, immediately after the words “section 65B(3)” in subsection (1)(a), the words “or 105L(1)”;
- (b) by deleting subsection (3) and substituting the following subsection:

“(3) Any person who is —

- (a) filing or submitting any return, estimate, statement or document may; or
- (b) giving a notice under section 45(1)(b) or 45D(2) or providing any information under section 105L(1) must (unless otherwise permitted by the Comptroller),

do so through the electronic service.”; and

- (c) by inserting, immediately after subsection (14), the following subsections:

“(15) In this section —

- (a) a reference to the filing or submission of any return, estimate, statement or document includes a reference to the making of an election under section 37I(1) or (4A); and
- (b) a reference to any return, estimate, statement or document includes a reference to such election.

(16) Despite subsection (3), any person making an election under section 37I(1) or (4A) must, unless otherwise permitted by the Comptroller, do so through the electronic service.”.

### **Amendment of section 37I**

#### **3. Section 37I of the principal Act is amended —**

- (a) by deleting the word “and” at the end of paragraph (b) of subsection (2), and by inserting immediately thereafter the following paragraph:

“(ba) if made on or after 1 August 2016, be made using the electronic service, except that the Comptroller may in any particular case or class of cases permit the election to be made in any other manner; and”;

- (b) by deleting the words “, the year of assessment 2016, the year of assessment 2017 and the year of assessment 2018” in subsection (4) and substituting the words “and the year of assessment 2016”;

- (c) by inserting, immediately after subsection (4), the following subsections:

“(4AA) For the year of assessment 2017, the amount of cash payout is —

- (a) if the last day of the basis period for that year of assessment is before 1 August 2016, the amount computed in accordance with subsection (4) (as applied with the necessary modifications); or
- (b) if the last day of the basis period for that year of assessment is on or after 1 August 2016

$$(A \times 60\%) + (B \times 40\%),$$

where A is the lower of the following:

(i) the aggregate amount of selected expenditure for one or more quarters (or part of such quarter) between the first day of the basis period for that year of assessment and 31 July 2016 (both dates inclusive);

(ii) \$100,000; and

B is the lower of the following:

(i) the aggregate amount of selected expenditure for one or more quarters (or part of such quarter) between 1 August 2016 and the last day of the basis period for that year of assessment (both dates inclusive);

(ii) the balance after deducting the lower of the amounts specified in paragraphs (i) and (ii) of the definition of A from \$100,000.

(4AB) For the year of assessment 2018, the amount of cash payout is —

(a) if the first day of the basis period for that year of assessment is before 1 August 2016, the amount computed in accordance with subsection (4AA)(b) (as applied with the necessary modifications); or

- (b) if the first day of the basis period for that year of assessment is on or after 1 August 2016

$$B \times 40\%,$$

where B is the lower of the following:

- (i) the aggregate amount of selected expenditure for all quarters of the basis period for that year of assessment;

- (ii) \$100,000.

”;

- (d) by deleting the word “and” at the end of paragraph (b) of subsection (4B), and by inserting immediately thereafter the following paragraph:

“(ba) if made on or after 1 August 2016, be made using the electronic service, except that the Comptroller may in any particular case or class of cases permit the election to be made in any other manner; and”;

- (e) by deleting the words “subsections (3) and (4)” in subsection (4C) and substituting the words “subsections (3), (4), (4AA) and (4AB)”;

- (f) by deleting the words “subsection (3) or (4)” in subsection (4D) and substituting the words “subsection (3), (4), (4AA) or (4AB)”;

- (g) by deleting paragraph (b) of subsection (4D) and substituting the following paragraph:

“(b) such part of the price of the equipment or rights that the qualifying person elects to be used for computing the cash payout for the year of assessment if the selected expenditure or the aggregate amount of selected expenditure for the cash payout is —