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GOVERNMENT GAZETTE

ACTS SUPPLEMENT

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The following Act was passed by Parliament on 10 November 2016 and assented to by the President on 21 December 2016:—

REPUBLIC OF SINGAPORE

No. 30 of 2016.

I assent.

TONY TAN KENG YAM,
President.
21 December 2016.



An Act to amend the Telecommunications Act (Chapter 323 of the 2000 Revised Edition) and to make related amendments to the Info-communications Media Development Authority Act 2016 (Act 22 of 2016).

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 Telecommunications (Amendment) Act 2016 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 Telecommunications Act is amended —

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

“ “common property” has the same meaning as in section 2(1) of the Building Maintenance and Strata Management Act (Cap. 30C);”;

(b) by inserting, immediately after the definition of “Hertzian or radio waves”, the following definition:

“ “Housing and Development Board” means the Housing and Development Board established by section 3 of the Housing and Development Act (Cap. 129);”;

(c) by inserting, immediately after the definition of “message”, the following definitions:

“ “owner” —

(a) in relation to any premises comprised in a strata title plan under the Land Titles (Strata) Act (Cap. 158), means —

(i) in the case of a lot, the person who is registered as the subsidiary proprietor of the lot under that Act;

(ii) in the case of a common property, the management corporation having control of that common property, or the person receiving any rent or

charge for the maintenance and management of that common property; and

(iii) in the case of a limited common property as defined in section 2(1) of the Building Maintenance and Strata Management Act, the subsidiary management corporation established by the Building Maintenance and Strata Management Act having control of that limited common property, or the person receiving any rent or charge for the maintenance and management of that limited common property;

(b) in relation to a building in a housing estate of the Housing and Development Board (called a HDB housing estate) or a subdivided building in a housing estate as defined in section 2(1) of the HUDC Housing Estates Act (Cap. 131) (called a HUDC housing estate), means —

(i) in the case of a flat, any owner of the flat as defined in section 2(1) of the Housing and Development Act or section 2(1) of the HUDC Housing Estates Act, as the case may be;

(ii) in the case of the building's common property in a HDB

housing estate that is controlled, managed and maintained by a Town Council, that Town Council;

- (iii) in the case of the building's common property in a HDB housing estate that is not controlled, managed and maintained by a Town Council, the Housing and Development Board; and
 - (iv) in the case of the subdivided building's common property in a HUDC housing estate, any body corporate constituted under section 3 of the HUDC Housing Estates Act;
- (c) in relation to a subdivided building other than a subdivided building mentioned in paragraph (a) or (b), means —
- (i) in the case of a lot, the person who is registered under the Land Titles Act (Cap. 157) as the proprietor of the fee simple, estate in perpetuity or leasehold estate of that lot; and
 - (ii) in the case of the subdivided building's common property, every person who is registered under the Land Titles Act as the proprietor of the fee simple, estate in perpetuity or leasehold estate of a lot in that building, or the person receiving any rent or charge

for the maintenance and management of the common property;

(d) in relation to any premises which are not subdivided, means any person who is registered under the Land Titles Act as the proprietor of the fee simple, estate in perpetuity or leasehold estate of those premises; and

(e) in relation to any other premises or building, means the person for the time being receiving the rent of the premises or building, whether on the person's own account or as agent, trustee or receiver, or who would receive such rent if the premises or building were let to a tenant, and includes the person whose name is entered in the Valuation List prepared under section 10 of the Property Tax Act (Cap. 254) as the owner of the premises or building, or a mortgagee in possession;

“premises” has the same meaning as in section 2(1) of the Building Control Act (Cap. 29);”;

(d) by inserting, immediately after the words “any service for telecommunications” in the definition of “telecommunication service”, the words “, including the leasing of a telecommunication cable,”; and

(e) by inserting, immediately after the definition of “telecommunications”, the following definition:

““Town Council” means a Town Council established by section 4 of the Town Councils Act (Cap. 329A);”.