

**Consumer Protection (Fair Trading) (Amendment) Act 2008
(No. 15 of 2008)**

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**REPUBLIC OF SINGAPORE
GOVERNMENT GAZETTE
ACTS SUPPLEMENT**

The following Act was passed by Parliament on 25th August 2008 and assented to by the President on 10th September 2008:—

CONSUMER PROTECTION (FAIR TRADING) (AMENDMENT) ACT 2008

(No. 15 of 2008)

I assent.

S R NATHAN

President

10th September 2008.

Date of Commencement: 15th April 2009 (Except 8(b) 8(c))

Date of Commencement: 1st April 2010 (Section 8(b))

An Act to amend the Consumer Protection (Fair Trading) Act (Chapter 52A of the 2004 Revised Edition) and to make a related amendment to the Small Claims Tribunals Act (Chapter 308 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 may be cited as the Consumer Protection (Fair Trading) (Amendment) Act 2008 and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

Amendment of section 2

2. Section 2 of the Consumer Protection (Fair Trading) Act (referred to in this Act as the principal Act) is amended —

- (a) by inserting, immediately after the definition of “consumer transaction” in subsection (1), the following definitions:

“financial product” includes any arrangement, transaction or contract regulated, or supplied by any person regulated, under —

- (a) any written law administered by the Monetary Authority of Singapore;
- (b) the Commodity Trading Act (Cap. 48A); or
- (c) such other written law as the Minister may by order prescribe;

“financial services” includes any services regulated, or supplied by any person regulated, under —

- (a) any written law administered by the Monetary Authority of Singapore;
- (b) the Commodity Trading Act; or
- (c) such other written law as the Minister may by order prescribe;”;

- (b) by deleting sub-paragraph (ii) of paragraph (a) of the definition of “goods” in subsection (1) and substituting the following sub-paragraph:

“(ii) financial products and credit, including credit extended solely on the security of land;”;

- (c) by inserting, immediately after the definition of “material fact” in subsection (1), the following definitions:

“motor vehicle” has the same meaning as in section 2 of the Road Traffic Act (Cap. 276);

“motor vehicle dealer” means a supplier of motor vehicles;

“motor vehicle sale contract” means a contract between a consumer and a motor vehicle dealer for the sale of a motor vehicle to the consumer;”;

- (d) by inserting the word “and” at the end of paragraph (c) of the definition of “services” in subsection (1), and by inserting immediately thereafter the following paragraph:

“(d) financial services;”;

- (e) by inserting, immediately after the definition of “specified body” in subsection (1), the following definition:

““specified dispute resolution scheme” means, in respect of disputes arising in relation to any consumer transaction, any dispute resolution scheme specified for the purposes of section 7(10) by regulations made under section 20(2)(k) in respect of disputes arising in relation to a class of consumer transactions to which that consumer transaction belongs;”;

- (f) by inserting, immediately after the words “agent of the person” in the last line of the definition of “supplier” in subsection (1), the words “, and the word “supply”, with its grammatical variations and cognate expressions, shall have corresponding meanings”;

- (g) by inserting, immediately after the definition of “time share contract” in subsection (1), the following definition:

““time share related contract” means a contract to assist a consumer to dispose of his time share rights conferred under a time share contract;”;

- (h) by inserting, immediately after subsection (2), the following subsection:

“(3) For the purposes of the definitions of “financial product” and “financial services” in subsection (1), a reference to a person regulated under a written law shall include a person exempted from being licensed, approved or regulated under that written law.”.

Amendment of section 6

3. Section 6 of the principal Act is amended —

- (a) by deleting “\$20,000” in subsection (6) and substituting “\$30,000”; and
(b) by inserting, immediately after subsection (6), the following subsections:

“(7) Any party to an action in a court under subsection (1) may, at any time, apply to that court to stay the proceedings so far as the proceedings relate to an unfair practice in respect of which an application has been made under section 9 against the same supplier.

(8) The court to which an application under subsection (7) has been made may, if the court is satisfied that the determination in