

**Corruption, Drug Trafficking and Other Serious Crimes (Confiscation of Benefits) (Amendment) Act 2007**  
**(No. 44 of 2007)**

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**REPUBLIC OF SINGAPORE  
GOVERNMENT GAZETTE  
ACTS SUPPLEMENT**

*Published by Authority*

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<b>NO. 42]</b>	<b>FRIDAY, OCTOBER 12</b>	<b>[2007</b>
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The following Act was passed by Parliament on 19th September 2007 and assented to by the President on 4th October 2007:—

**CORRUPTION, DRUG TRAFFICKING AND OTHER SERIOUS CRIMES  
(CONFISCATION OF BENEFITS) (AMENDMENT) ACT 2007**

**(No. 44 of 2007)**

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I assent.

**S R NATHAN,**  
*President.*  
*4th October 2007.*

**Date of Commencement: 1st November 2007**

An Act to amend the Corruption, Drug Trafficking and Other Serious Crimes (Confiscation of Benefits) Act (Chapter 65A of the 2000 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 Corruption, Drug Trafficking and Other Serious Crimes (Confiscation of Benefits) (Amendment) Act 2007 and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

### **Amendment of long title**

2. The long title to the Corruption, Drug Trafficking and Other Serious Crimes (Confiscation of Benefits) Act (referred to in this Act as the principal Act) is amended by inserting, immediately after the words “derived from”, the words “, and to combat,”.

### **Amendment of section 2**

3. Section 2(1) of the principal Act is amended —

- (a) by deleting the words “the concealing” in paragraph (c) of the definition of “criminal conduct” and substituting the words ;
- (b) by deleting the words “the concealing” in paragraph (c) of the definition of “drug trafficking” and substituting the words “the acquisition, possession, use, concealing”; and
- (c) by inserting, immediately after the definition of “serious offence”, the following definition:

“ “Suspicious Transaction Reporting Officer” means an authorised officer —

- (a) who has been appointed by the Minister as a Suspicious Transaction Reporting Officer for the purposes of this Act; and
- (b) who has his appointment as a Suspicious Transaction Reporting Officer published in the *Gazette*.”.

### **Amendment of section 22**

4. Section 22 of the principal Act is amended —

- (a) by deleting the words “High Court” wherever they appear in subsections (1) to (4) and substituting in each case the word “court”; and
- (b) by deleting the word “Court” in subsections (1) and (2)(b) and substituting in each case the word “court”.

### **Deletion and substitution of heading of Division 3 of Part V**

5. Part V of the principal Act is amended by deleting the heading of Division 3 and substituting the following division heading:

*“Division 3 — Record-keeping and  
suspicious transaction reports”.*

### **Amendment of section 39**

6. Section 39 of the principal Act is amended —

- (a) by inserting, immediately before the words “drug trafficking” in the 7th line of subsection (1), the words “any act which may constitute”;
- (b) by deleting the words “an authorised officer” in the penultimate line of subsection (1) and substituting the words “a Suspicious Transaction Reporting Officer”;
- (c) by deleting “\$10,000” in subsection (2) and substituting “\$20,000”; and
- (d) by deleting the words “discloses to an authorised officer” in subsection (6) and substituting the words “discloses in good faith to a Suspicious Transaction Reporting Officer”.

### **New section 40A**

7. The principal Act is amended by inserting, immediately after section 40, the following section:

#### **“Information and identity of informers not to be disclosed**

**40A.—**(1) Except as provided in subsection (3) —

- (a) no information disclosed by an informer shall be admitted in evidence in any civil or criminal proceedings; and
- (b) no witness in any civil or criminal proceedings shall be obliged —
  - (i) to disclose the name and address of any informer; or

- (ii) to answer any question if the answer thereto would lead, or would tend to lead, to the discovery of the name or address of the informer.

(2) If any book, document or paper which is in evidence or liable to inspection in any civil or criminal proceedings contains any entry in which any informer is named or described or which may lead to his discovery, the court shall cause those entries to be concealed from view or to be obliterated so far as may be necessary to protect the informer from discovery.

(3) If a court —

- (a) in any proceedings before it for an offence under any written law, after full inquiry into the case, is satisfied that an informer wilfully made a material statement which he knew or believed to be false or did not believe to be true; or
- (b) in any other proceedings, is of the opinion that justice cannot be fully done between the parties thereto without the disclosure of the name of an informer,

the court may permit inquiry and require full disclosure concerning the informer.

(4) In this section, “informer” means a person who makes a disclosure under section 39(1).”.

### **Amendment of section 41**

**8.** Section 41 of the principal Act is amended —

(a) by deleting subsection (1) and substituting the following subsection:

“(1) Notwithstanding section 56 and any other written law or rule of law, a Suspicious Transaction Reporting Officer may communicate any thing —

- (a) disclosed to him under section 39(1), 48C or 48E; or
- (b) forwarded to him under section 48D,

to a corresponding authority of a foreign country if —

- (i) that thing may be relevant to an investigation by that authority into a foreign drug trafficking offence or a foreign serious offence; and
- (ii) the conditions in subsection (2) are satisfied.”;