

**Income Tax (Amendment) Act 2005  
(No. 34 of 2005)**

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**REPUBLIC OF SINGAPORE  
GOVERNMENT GAZETTE  
ACTS SUPPLEMENT**

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**NO. 35]**

**FRIDAY, NOVEMBER 11**

**[2005**

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The following Act was passed by Parliament on 18th October 2005 and assented to by the President on 27th October 2005:—

## **INCOME TAX (AMENDMENT) ACT 2005**

**(No. 34 of 2005)**

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I assent.

S R NATHAN,  
*President,*  
27th October 2005.

### **Date of Commencement: 7th November 2005**

An Act to amend the Income Tax Act (Chapter 134 of the 2004 Revised Edition) and to make a consequential amendment to the Economic Expansion Incentives (Relief from Income Tax) Act (Chapter 86 of the 2005 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 may be cited as the Income Tax (Amendment) Act 2005.
- (2) Section 10(a) shall be deemed to have come into operation on 31st August 1999.
- (3) Sections 10(e) and 31(b) and (c) shall be deemed to have come into operation on 1st January 2004.
- (4) Sections 13 (in relation to section 13P) and 31(a) shall be deemed to have come into operation on 27th February 2004.
- (5) Sections 10(f) (in relation to section 13(1)(zg)) and 21 shall be deemed to have come into operation on 21st September 2004.
- (6) Sections 4, 10(b), (f) (in relation to section 13(1)(zf)), (g), (h) and (j), 22 (a), (b) and (d), 24(f), 25, 27(a), (b), (c), (d) and (e), 28(c), (e), (f) and (g), 34 and 36 shall be deemed to have come into operation on 1st January 2005.

(7) Sections 11, 13 (in relation to section 13O), 29, 33(a) and (b), 35 (in relation to section 43T), 37, 38(b), 39 and 47 (in relation to section 43T) shall be deemed to have come into operation on 18th February 2005.

(8) Sections 35 (in relation to section 43U) and 47 (in relation to section 43U) shall be deemed to have come into operation on 1st April 2005.

(9) Sections 2(c) and (d), 3, 7, 8, 9, 10(c), 12, 15, 18(b) and (c), 22(e) and (f), 23, 24 (except in relation to section 37C(14)(c)), 32, 33(c), (d) and (e) and 41 shall come into operation on the date of commencement of the Companies (Amendment) Act 2005 (Act 21 of 2005).

(10) Section 42 shall come into operation on 1st December 2005.

(11) Sections 43, 44 and 46 shall come into operation on 1st January 2006.

(12) Sections 14, 16, 17, 27(f) and 30 shall have effect for the year of assessment 2005 and subsequent years of assessment.

(13) Section 45 shall have effect for the year of assessment 2006.

(14) Sections 2(b), 5, 6, 18(a), 20, 22(c), 26 and 48 shall have effect for the year of assessment 2006 and subsequent years of assessment.

## **Amendment of section 2**

**2.** Section 2(1) of the Income Tax Act (referred to in this Act as the principal Act) is amended —

- (a) by deleting “45 (7),” in the definition of “Comptroller”;
- (b) by deleting the words “section 37(3)(a) or claimed under section 37D (excluding any donation referred to in section 37D(8)(c))” in the definition of “earned income” and substituting the words “section 37(3)(a) or 37E or claimed under section 37D (excluding any donation referred to in section 37D(8)(c)) or 37F”;
- (c) by inserting, immediately after the definition of “institution of a public character”, the following definition:

“ “issued shares” excludes treasury shares;”; and
- (d) by inserting, immediately after the definition of “tax”, the following definition:

“ “treasury share” has the same meaning as in section 4(1) of the Companies Act (Cap. 50);”.