

**Child Care Centres Act 1988
(No. 3 of 1988)**

Table of Contents

Long Title

Enacting Formula

1 Short title and commencement

2 Interpretation

3 Child care centres to be licensed

4 Application for licence

5 Duration of licence

6 Revocation and suspension of licence

7 Appeal

8 Display of licence

9 Transfer of licence

10 Transfer or revocation of licence upon death of licensee

11 Termination of licence where licensee disposes of child care centre

12 Registers

13 Inspection of child care centres

14 Director may direct remedial measures

15 Director may order cessation of use of premises as child care centre

16 Offences by bodies corporate

17 Evidence

18 Exemption

19 Regulations

20 Repeal

**REPUBLIC OF SINGAPORE
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ACTS SUPPLEMENT**

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The following Act was passed by Parliament on 13th January 1988 and assented to by the President on 1st February 1988:—

CHILD CARE CENTRES ACT 1988

(No. 3 of 1988)

I assent.

WEE KIM WEE
President.
1st February 1988.

Date of Commencement: 1st July 1988

An Act to provide for the control, licensing and inspection of child care centres and for purposes connected therewith, and to repeal the Creche Establishments Act (Chapter 66 of the 1985 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 Child Care Centres Act 1988 and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

Interpretation

2. In this Act, unless the context otherwise requires —

“child care centre” means any premises at which 5 or more children who are under the age of 7 years are habitually received for the purposes of care and supervision during part of the day or for longer periods;

“Director” means the Director of Social Welfare and includes any officer authorised by him to act on his behalf;

“licence” means a licence issued under this Act in respect of a child care centre, and “licensed” and “licensee” have corresponding meanings;

“premises” includes any building, enclosure, ground or open air space.

Child care centres to be licensed

3.—(1) No person shall operate or take part in the management of a child care centre except under the authority of and in accordance with the terms and conditions of a licence issued by the Director.

(2) If a child care centre is not licensed or is used otherwise than in accordance with the terms and conditions of its licence, any person who operates or takes part in the management of the child care centre shall be guilty of an offence and shall be liable on conviction to a fine not exceeding \$5,000 or to imprisonment for a term not exceeding 2 years or to both.

Application for licence

4.—(1) An application for the issue of a licence shall be in such form as may be prescribed.

(2) On receipt of an application, the Director may in his discretion issue a licence subject to such terms and conditions as he may think fit to impose.

(3) The Director may refuse to issue a licence if —

- (a) the Director is not satisfied as to the character or fitness of the applicant to be the licensee of a child care centre or, where the applicant is a body corporate, as to the character or fitness of the members of the board of directors or committee or board of trustees or other governing body of the body corporate;
- (b) for reasons connected with the situation, construction, accommodation, staffing or equipment, the premises to be used for the child care centre are not fit to be used for the purposes of a child care centre;
- (c) the premises to be used as a child care centre do not comply with any requirements relating to the structure, fire precautions, health, sanitation and safety set out in regulations made under section 19; or
- (d) the child care centre would not be under the continuous personal management and supervision of a person of sufficient qualifications and experience to ensure the satisfactory operation of the child care centre.

(4) Where the Director refuses to issue a licence, he shall, if requested to do so by the applicant, state in writing the reasons for his refusal.

Duration of licence

5.—(1) On the issue of a licence, the licensee shall pay a fee of such amount as may be prescribed.

(2) A licence shall continue in force for a period of two years from the date of its issue or such shorter period as specified in the licence unless it has been previously revoked but may be renewed by the grant of a new licence.

Revocation and suspension of licence

6.—(1) The Director may revoke or suspend the licence of a person in respect of a child care centre —

- (a) on any ground specified in section 4(3) which would have entitled him to refuse an application for a licence in respect of that child care centre;

- (b) if the licensee fails to comply with any direction given by the Director under section 14 or 15;
- (c) if the child care centre has ceased to be operated as such or to exist;
- (d) if the licensee has been convicted of an offence under this Act; or
- (e) on the ground that any term or condition specified in its licence has not been or is not being complied with.

(2) Before revoking or suspending a licence, the Director shall give notice to the licensee of the ground on which it is proposed to revoke or suspend the licence and shall afford the licensee an opportunity of showing cause why the licence should not be revoked or suspended.

Appeal

7. Any person aggrieved by any decision of the Director under section 4(3) or 6(1) may, within 21 days after notice of the decision is given to him, appeal to the Minister whose decision shall be final.

Display of licence

8.—(1) Every licensee shall cause his licence to be permanently displayed in some conspicuous place where it can readily be seen by all persons having access to the child care centre to which the licence relates.

(2) Every licensee who contravenes or fails to comply with subsection (1) shall be guilty of an offence and shall be liable on conviction to a fine not exceeding \$1,000 and to a further fine not exceeding \$100 for every day during which the offence continues after conviction.

Transfer of licence

9. On an application in writing signed by the licensee of any child care centre and by the person to whom the licensee desires to transfer the licence, the Director may, if he thinks fit, either by way of endorsement on the licence or otherwise in writing, transfer the licence to that person, and thereupon that person shall become the licensee of the child care centre.

Transfer or revocation of licence upon death of licensee

10.—(1) If the licensee, or the sole surviving licensee, of a child care centre dies, his surviving spouse or any member of his family or any relative shall within 21 days of his death notify the Director of his death, and the Director may, if he thinks fit, either by way of endorsement on the licence or otherwise in writing, transfer the licence to a person