

# **Chemical Weapons (Prohibition) (Amendment) Bill**

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**Bill No: 39/2007**

*Read the first time: 17th September 2007*

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## **Chemical Weapons (Prohibition) (Amendment) Bill**

**Bill No. 39/2007**

*Read the first time on 17th September 2007.*

An Act to amend the Chemical Weapons (Prohibition) Act (Chapter 37B of the 2001 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 Chemical Weapons (Prohibition) (Amendment) Act 2007 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(1) of the Chemical Weapons (Prohibition) Act (referred to in this Act as the principal Act) is amended —

- (a) by inserting, immediately after paragraph (a) of the definition of “authorised officer”, the following paragraph:

“(aa) any officer of customs;”;

- (b) by deleting the definition of “Director” and substituting the following definition:

““Director-General” means the Director-General of Customs appointed under section 4(1) of the Customs Act (Cap. 70);”;

- (c) by inserting, immediately after the definition of “national inspector”, the following definition:

““officer of customs” means —

- (a) any Deputy Director-General of Customs or Assistant Director-General of Customs appointed under section 4(2) of the Customs Act (Cap. 70);
- (b) any senior officer of customs appointed under section 4(4) of the Customs Act; or
- (c) any officer of customs appointed under section 5(2) of the Customs Act;”;

- (d) by inserting, immediately after the definition of “premises”, the following definition:

“ “produce”, in relation to a scheduled chemical, means forming the chemical through a chemical, biochemical or biologically mediated reaction; and includes forming the chemical by any such reaction as an intermediate, a by-product or a waste product during the manufacture of any product, where such intermediate, by-product or waste product —

- (a) is formed and consumed within a defined manufacturing sequence; and
- (b) is chemically stable and exists for a sufficient time to make its isolation from the manufacturing stream possible; but where isolation does not occur under normal or specially designed operating conditions;”.

### **Repeal of sections 6 and 7 and re-enactment of section 6**

3. Sections 6 and 7 of the principal Act are repealed and the following section substituted therefor:

#### **“Administration of Act**

6.—(1) The Director-General shall be responsible for the administration of this Act, subject to the general or special directions of the Minister.

(2) The Director-General may, with the approval of the Minister, in writing appoint any person as an authorised officer for the purposes of this Act.

(3) The Director-General may delegate the exercise of all or any of the powers conferred or duties imposed upon him by this Act to any authorised officer, except the power of delegation under this subsection.”.

### **Amendment of section 9**

4. Section 9 of the principal Act is amended —

(a) by inserting, immediately after subsection (4), the following subsections:

“(4A) Subsection (1) shall not apply to the use, development, production, acquisition, stockpiling, retention or transfer for a permitted purpose of a mixture containing not more than the prescribed concentration of a prescribed Schedule 1 chemical.

(4B) Subsection (2) shall not apply to —