

# **Statutes (Miscellaneous Amendments) Bill**

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**Bill No: 4/2004**

***Read the first time: 5th January 2004***

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## **Statutes (Miscellaneous Amendments) Bill**

### **Bill No. 4/2004**

*Read the first time on 5th January 2004.*

An Act to amend certain statutes of the Republic of Singapore.

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 Statutes (Miscellaneous Amendments) Act 2004 and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

### **Amendment of Bankruptcy Act**

2. The Bankruptcy Act (Cap. 20, 2000 Ed.) is amended —

(a) by renumbering section 129 as subsection (1) of that section, and by inserting immediately thereafter the following subsections:

“(2) Where a bankrupt has changed his residential address and has made a report of the change under section 8 of the National Registration Act (Cap. 201) —

(a) he shall be deemed to have informed the Official Assignee of the change of his residential address in compliance with subsection (1)(n); and

(b) the new residential address as reported by him under section 8 of the National Registration Act shall, unless he informs the Official Assignee in writing to the contrary, be deemed to be his last known address for the purpose of subsection (3).

(3) Any notice or process given or served upon the bankrupt at his last known address shall be deemed to have been duly given or served and shall be conclusive evidence of the fact of service.”; and

(b) by repealing section 163 and substituting the following section:

#### **“List of undischarged bankrupts to be kept**

**163.—**(1) The Official Assignee shall maintain, in such form or

manner as he thinks fit —

- (a) a list of undischarged bankrupts; and
- (b) a record of every bankruptcy order and every order rescinding, annulling or discharging any bankruptcy order,

and may allow any person, on payment of the prescribed fee, to inspect or otherwise have access to any part of such list or record as the Official Assignee may determine.

(2) Where the question arises as to whether a person is an undischarged bankrupt, a certificate from the Official Assignee stating whether or not that person is an undischarged bankrupt shall be prima facie evidence of the facts stated therein.”.

### **Amendment of Community Mediation Centres Act**

3. Section 15(1) of the Community Mediation Centres Act (Cap. 49A, 1998 Ed.) is amended by deleting the words “with the consent” and substituting the words “with or without the consent”.

### **Amendment of Criminal Procedure Code**

4. The Criminal Procedure Code (Cap. 68, 1985 Ed.) is amended —

- (a) by deleting the marginal note to section 199 and inserting the following section heading:

**“Compounding of offences under Penal Code”;** and

- (b) by inserting, immediately after section 199, the following section:

**“Compounding of offences under other written laws**

**199A.**—(1) This section shall apply in relation to any Act (other than the Penal Code (Cap. 224)) in which there is no provision for the composition of offences thereunder.

(2) Any offence under —

- (a) any Act to which this section applies; or
- (b) any subsidiary legislation made under that Act,

may be compounded under this section if the offence is prescribed under that Act as a compoundable offence.

(3) For the purpose of subsection (2), the power conferred on any Minister, statutory authority or other person to make subsidiary legislation under any Act to which this section applies shall include the power —

- (a) to prescribe the offences under that Act or any subsidiary legislation made thereunder as offences that may be compounded under this section;
- (b) to designate the person who may compound such offences; and
- (c) to specify the maximum sum for which any such offence may be compoundable, except that the maximum sum so specified shall not exceed —
  - (i) one half of the amount of the maximum fine that is prescribed for the offence; or
  - (ii) \$2,000,

whichever is the lower.

(4) The person designated under subsection (3)(b) may compound any offence prescribed under subsection (3)(a) by collecting from a person who is reasonably suspected of having committed the offence a sum of money not exceeding the maximum sum that is specified under subsection (3)(c) in respect of that offence.

(5) On payment of such sum of money, no further proceedings shall be taken against that person in respect of such offence.”.

### **Amendment of Land Transport Authority of Singapore Act**

5. Part I of the Fourth Schedule to the Land Transport Authority of Singapore Act (Cap. 158A, 1996 Ed.) is amended by deleting the words “in contravention of any written law” in the first column of item 5(a) and substituting the words “without the contravention of any written law”.

### **Amendment of Legal Aid and Advice Act**

6. Part I of the First Schedule to the Legal Aid and Advice Act (Cap. 160, 1996 Ed.) is amended by deleting item 6.