

# **Electronic Transactions Bill**

## **Table of Contents**

**Bill No: 23/1998**

***Read the first time: 1st June 1998***

**Long Title**

**Enacting Formula**

### **Part I PRELIMINARY**

**1 Short title and commencement**

**2 Interpretation**

**3 Purposes and construction**

**4 Application**

**5 Variation by agreement**

### **Part II ELECTRONIC RECORDS AND SIGNATURES GENERALLY**

**6 Legal recognition of electronic records**

**7 Requirement for writing**

**8 Electronic signatures**

**9 Retention of electronic records**

### **Part III LIABILITY OF NETWORK SERVICE PROVIDERS**

**10 Liability of network service providers**

## **Part IV ELECTRONIC CONTRACTS**

**11 Formation and validity**

**12 Effectiveness between parties**

**13 Attribution**

**14 Acknowledgment of receipt**

**15 Time and place of despatch and receipt**

## **Part V SECURE ELECTRONIC RECORDS AND SIGNATURES**

**16 Secure electronic record**

**17 Secure electronic signature**

**18 Presumptions relating to secure electronic records and signatures**

## **Part VI EFFECT OF DIGITAL SIGNATURES**

**19 Secure electronic record with digital signature**

**20 Secure digital signature**

**21 Presumptions regarding certificates**

**22 Unreliable digital signatures**

## **Part VII GENERAL DUTIES RELATING TO DIGITAL SIGNATURES**

**23 Reliance on certificates foreseeable**

**24 Prerequisites to publication of certificate**

**25 Publication for fraudulent purpose**

**26 False or unauthorised request**

## **Part VIII DUTIES OF CERTIFICATION AUTHORITIES**

**27 Trustworthy system**

**28 Disclosure**

**29 Issuing of certificate**

**30 Representations upon issuance of certificate**

**31 Suspension of certificate**

**32 Revocation of certificate**

**33 Revocation without subscriber's consent**

**34 Notice of suspension**

**35 Notice of revocation**

## **Part IX DUTIES OF SUBSCRIBERS**

**36 Generating key pair**

**37 Obtaining certificate**

**38 Acceptance of certificate**

**39 Control of private key**

**40 Initiating suspension or revocation**

## **Part X REGULATION OF CERTIFICATION AUTHORITIES**

**41 Appointment of Controller and other officers**

**42 Regulation of certification authorities**

**43 Recognition of foreign certification authorities**

**44 Recommended reliance limit**

**45 Liability limits for licensed certification authorities**

**46 Regulation of repositories**

**Part XI GOVERNMENT USE OF ELECTRONIC RECORDS AND  
SIGNATURES**

**47 Acceptance of electronic filing and issue of documents**

**Part XII GENERAL**

**48 Obligation of confidentiality**

**49 Offence by body corporate**

**50 Authorised officer**

**51 Controller may give directions for compliance**

**52 Power to investigate**

**53 Access to computers and data**

**54 Obstruction of authorised officer**

**55 Production of documents, data, etc.**

**56 General penalties**

**57 Sanction of Public Prosecutor**

**58 Jurisdiction of Courts**

**59 Composition of offences**

**60 Power to exempt**

**61 Regulations**

**62 Savings and transitional**

**63 Related amendments to Interpretation Act**

**64 Related amendment to Evidence Act**

**Explanatory Statement**

**Expenditure of Public Money**

**Table of Derivations**

**Electronic Transactions Bill**

**Bill No. 23/1998**

*Read the first time on 1st June 1998.*

An Act to make provisions for the security and use of electronic transactions and for matters connected therewith, and to make related amendments to the Interpretation Act (Chapter 1 of the 1997 Revised Edition) and the Evidence Act (Chapter 97 of the 1997 Revised Edition).

Be it enacted by the President with the advice and consent of the Parliament of Singapore, as follows:

**PART I**

**PRELIMINARY**

**Short title and commencement**

**1.**—(1) This Act may be cited as the Electronic Transactions Act 1998 and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.