

Enlistment (Amendment) Bill

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Bill No: 27/1974

Read the first time: 23rd October 1974

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Expenditure of Public Money

Enlistment (Amendment) Bill

Bill No. 27/1974

Read the first time on 23rd October 1974.

An Act to amend the Enlistment Act (Chapter 229 of the Revised Edition) and to make consequential amendments to the Vigilante Corps Act (Chapter 80 of the Revised Edition) and the Finance Act (Chapter 139 of the 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 Enlistment (Amendment) Act, 1974 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 of the Enlistment Act is hereby amended —

(a) by deleting the definition of “armed forces” appearing therein and substituting therefor the following: —

““armed forces” means any force constituted under the Singapore Armed Forces Act, 1972 (Act 7 of 1972), the Police Force Act (Cap. 78) or the Vigilante Corps Act (Cap. 80), and such other force as may be constituted under any written law;”;

(b) by deleting the figures “16” appearing in the definition of “mobilized service” therein and substituting therefor the figures “18”;

(c) by deleting the full-stop appearing at the end of the definition of “service” therein and substituting therefor a semi-colon; and

(d) by inserting immediately after the definition of “service” appearing therein the following new definitions: —

““Singapore Armed Forces” means the Singapore Armed Forces constituted under the Singapore Armed Forces Act, 1972 (Act 7 of 1972);

“Special Constabulary” means the Special Constabulary constituted under Part VIII of the Police Force Act (Cap. 78);”.

Amendment of section 21

3. Section 21 of the Enlistment Act is hereby amended by deleting subsection (1)

thereof and substituting therefor the following: —

“(1) Every employer, who has had in his employment a person for a continuous period of at least six months immediately preceding the day on which that person —

- (a) was ordered to report for or actually perform full-time, reserve or mobilized service; or
- (b) was ordered to report for mobilized service pursuant to section 64 of the Police Force Act (Cap. 78),

shall reinstate that person in his employment at the termination of such service except where that person has been required to perform further reserve service pursuant to subsection (14) of section 114 of the Singapore Armed Forces Act, 1972 (Act 7 of 1972), in which event an employer may in his discretion reinstate that person.”.

Amendment of section 22

4. Section 22 of the Enlistment Act is hereby amended by deleting subsection (1) thereof and substituting therefor the following: —

“(1) No employer shall dismiss a person solely or mainly by reason of any duties or liabilities which that person is, or may become, liable to perform or discharge by reason of his being, or being liable to be, called up for —

- (a) service under this Act; or
- (b) mobilized service pursuant to section 64 of the Police Force Act (Cap. 78); or
- (c) voluntary service in the division of the Singapore Armed Forces known as the People’s Defence Force pursuant to the Singapore Armed Forces Act, 1972 (Act 7 of 1972) and the regulations made thereunder or in the Special Constabulary pursuant to the Police Force Act and the regulations made thereunder,

unless that person has assumed duties or liabilities in connection with additional reserve service under a punishment imposed by a court pursuant to subsection (14) of section 114 of the Singapore Armed Forces Act, 1972, in which event an employer may in his discretion dismiss that person.”.

Repeal and re-enactment of section 23

5. Section 23 of the Enlistment Act is hereby repealed and the following substituted therefor: —

“Leave of absence

23.—(1) The employer of a person required to report for —

- (a) national service; or
- (b) mobilized service pursuant to section 64 of the Police Force Act (Cap. 78);
- (c) voluntary service in the division of the Singapore Armed Forces known as the People’s Defence Force pursuant to the Singapore Armed Forces Act, 1972 (Act 7 of 1972) and the regulations made thereunder or in the Special Constabulary pursuant to the Police Force Act and the regulations made thereunder,

shall grant that person leave of absence during his period of service.

(2) Any person who contravenes the provisions of this section shall be guilty of an offence and shall be liable on conviction to a fine not exceeding five thousand dollars or to imprisonment for a term not exceeding three years or to both such fine and imprisonment.”.

Repeal and re-enactment of section 24

6. Section 24 of the Enlistment Act is hereby repealed and the following substituted therefor: —

“Loss of salaries and wages

24.—(1) The employer of a person who is required to report for —

- (a) reserve service pursuant to paragraph (b) of section 14 of this Act; or
- (b) reserve service in the Special Constabulary or in the division of the Singapore Armed Forces known as the People’s Defence Force pursuant to paragraph (a) of section 14 of this Act; or
- (c) voluntary service in the Special Constabulary or in the division of the Singapore Armed Forces known as the People’s Defence Force pursuant to the Singapore Armed Forces Act, 1972 (Act 7 of 1972) and the regulations made thereunder or the Police Force Act (Cap. 78) and the regulations made thereunder; or
- (d) mobilized service,

shall continue to be liable to pay such a person at a rate equivalent to his usual rate of civilian remuneration less the amount of any remuneration due to him in respect of such service.