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**CHILD DEVELOPMENT CO-SAVINGS ACT
(CHAPTER 38A)**

**CHILD DEVELOPMENT CO-SAVINGS
(LEAVE AND BENEFITS) (AMENDMENT)
REGULATIONS 2021**

In exercise of the powers conferred by section 20 of the Child Development Co-Savings Act, the Minister for Social and Family Development makes the following Regulations:

Citation and commencement

1. These Regulations are the Child Development Co-Savings (Leave and Benefits) (Amendment) Regulations 2021 and come into operation on 1 November 2021.

Amendment of regulation 2

2. Regulation 2 of the Child Development Co-Savings (Leave and Benefits) Regulations 2017 (G.N. No. S 358/2017) (called in these Regulations the principal Regulations) is amended —

- (a) by deleting the definition of “authorised officer”;
- (b) by deleting the definition of “Director” and substituting the following definition:
 - ““designated electronic system” has the meaning given by regulation 2A(1)(a);”;
- (c) by deleting the definitions of “holiday”, “non-working day” and “rest day”; and
- (d) by deleting the definition of “work day” and substituting the following definition:
 - ““work day” has the meaning given by Part 1 of the Schedule to the Act;”.

New Part 1A

3. The principal Regulations are amended by inserting, immediately after regulation 2, the following Part:

“PART 1A

GENERAL PROVISION RELATING TO CLAIMS

Submission of claims to Government

2A.—(1) Every claim for any payment or reimbursement from the Government under the Act, and every application for an adjustment to such claim under regulation 2B, must be submitted —

- (a) using an electronic system available on the Internet website at <https://www.profamilyleave.msf.gov.sg> (called the designated electronic system); and
- (b) in accordance with any other instructions specified on that Internet website and (if applicable) by the Director in a particular case.

(2) Despite paragraph (1), the Director may, in a particular case, allow the claim or application mentioned in that paragraph to be submitted in the form and manner required by the Director.

(3) Where paragraph (2) applies, the claim or application concerned must be supported by the documents and information required by the Director.

(4) Any claim or application not submitted in accordance with paragraph (1), (2) or (3), or within the period of time for such claim or application as provided under these Regulations, may be refused.

(5) To avoid doubt, this regulation applies to every claim and application mentioned in paragraph (1) submitted on or after 1 November 2021, whether the claim is made under the Act as in force before, on or after that date.

Application for adjustment of claim submitted to Government

2B. Any person who has submitted (whether before, on or after 1 November 2021) a claim for any payment or reimbursement from the Government under the Act may apply for an adjustment to the claim if the application is made within a period of 5 years which starts on —

- (a) in the case of a claim by an employer for reimbursement from the Government for payment made by the employer to an employee in respect of the employee's absence from work in relation to the delivery or adoption of a child — the last day of the employee's absence from work that is the subject of that claim;
- (b) in the case of a claim by an employer for reimbursement from the Government in respect of any childcare leave or extended childcare leave — the last day of the childcare leave or extended childcare leave (as the case may be) during the relevant period that is the subject of that claim;
- (c) in the case of a claim by a self-employed person for payment from the Government in respect of the self-employed person's lost income in relation to the delivery or adoption of a child — the last day of the self-employed person's period of cessation of active engagement in any trade, business, profession or vocation that is the subject of the claim;
- (d) in the case of a claim by a self-employed person for payment from the Government in respect of the self-employed person's lost income for childcare purposes — the last day of the self-employed person's period of cessation of active engagement in any trade, business, profession or vocation during the calendar year that is the subject of the claim; and
- (e) in the case of any other claim for payment from the Government by a person who is so entitled under the

Act — the day immediately before the first anniversary of the child’s birth.”.

Amendment of regulation 3

4. Regulation 3 of the principal Regulations is amended —

(a) by deleting paragraphs (1) and (2) and substituting the following paragraphs:

“(1) The Director is responsible for —

(a) all matters relating to the submission of a claim under regulation 2A and the extension of the period of time within which the claim may be submitted, and an application for an adjustment to a claim under regulation 2B;

(b) a decision on the assessment, determination and payment of a claim by a woman or man under regulation 5;

(c) a decision on the assessment, determination and payment of a claim by an employer under regulation 7, 8 or 13; and

(d) the operation of the designated electronic system for the making of a decision on the assessment, determination and payment of a claim mentioned in sub-paragraph (b) or (c).

(2) The Self-employed Reimbursement Board is responsible for —

(a) a decision on the assessment, determination and payment of a claim by a self-employed person under regulation 9 or 14; and

(b) the operation of the designated electronic system for the making of a decision on the

assessment, determination and payment of a claim mentioned in sub-paragraph (a).

(2A) A decision on the assessment, determination and payment of any claim made by the operation of the designated electronic system under paragraph (1)(d) or (2)(b) is taken to be made —

- (a) in the case of a claim mentioned in paragraph (1)(d) — by the Director; and
- (b) in the case of a claim mentioned in paragraph (2)(b) — by the Board.

(2B) The Director or the Board (as the case may be) may review or substitute a decision taken to be made by the Director under paragraph (2A)(a) or taken to be made by the Board under paragraph (2A)(b) (as the case may be) in either or both of the following circumstances:

- (a) upon a request by a claimant for such review or substitution;
- (b) if the Director or the Board (as the case may be) determines that there was an error (however caused) in the decision made by operation of the designated electronic system.”;

(b) by inserting, immediately after paragraph (3), the following paragraph:

“(4) In this regulation, a reference to the Director includes a reference to another person acting under the direction of the Director.”; and