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COVID-19 (TEMPORARY MEASURES) ACT 2020 (ACT 14 OF 2020)

COVID-19 (TEMPORARY MEASURES) (CONTROL ORDER) (AMENDMENT NO. 15) REGULATIONS 2020

In exercise of the powers conferred by section 34(1) of the COVID-19 (Temporary Measures) Act 2020, the Minister for Health makes the following Regulations:

Citation and commencement

1. These Regulations are the COVID-19 (Temporary Measures) (Control Order) (Amendment No. 15) Regulations 2020 and come into operation on 28 September 2020.

Amendment of regulation 2

2. Regulation 2(1) of the COVID-19 (Temporary Measures) (Control Order) Regulations 2020 (G.N. No. S 254/2020) (called in these Regulations the principal Regulations) is amended —

(a) by deleting paragraph (e) of the definition of “maximum permissible group size” and substituting the following paragraph:

“(e) if the gathering in a room or place is that allowed under regulation 13F(2), (3) or (4) — the maximum number allowed under that provision; or”; and

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

““wedding” means an organised gathering of individuals in connection with the celebration of a marriage, being a marriage in respect of which no organised gathering has earlier taken place in connection with the celebration of that marriage;

Example

A and B had their marriage solemnised in March 2019 and are holding a wedding reception in September 2020 as their wedding reception originally planned for April 2020 was cancelled due to Circuit Breaker restrictions.”.

Amendment of regulation 3

3. Regulation 3 of the principal Regulations is amended —

- (a) by deleting paragraph (a); and
- (b) by renumbering the regulation as paragraph (1) of that regulation, and by inserting immediately thereafter the following paragraphs:

“(2) These Regulations do not apply to prevent or restrict —

- (a) the Government or any public body doing or omitting to do anything in the performance of any function, the exercise of any power or the discharge of any duty of the Government or public body (as the case may be) under law; or
- (b) any individual acting under the authority or direction of the Government or any public body in the performance of any function, the exercise of any power or the discharge of any duty of the Government or public body (as the case may be) under law.

(3) Without limiting the meaning of “reasonable excuse” in section 34(7) of the Act, it is a reasonable excuse for a person doing or omitting to do any act in

contravention of any provision of these Regulations if the act is done or omitted to be done in good faith and for the purpose of complying with or giving effect to —

- (a) any other written law; or
- (b) any order or requirement of the Government or a public body, or an individual mentioned in paragraph (2)(b), given in the performance of any function, the exercise of any power or the discharge of any duty of the Government or public body (as the case may be) under law.”.

Amendment of regulation 3A

4. Regulation 3A(1) of the principal Regulations is amended by deleting the words “2 years” in sub-paragraph (b) and substituting the words “6 years”.

Amendment of regulation 7

5. Regulation 7(2) of the principal Regulations is amended by deleting the words “regulation 6(1)(c)” in sub-paragraph (a)(iii) and substituting the words “regulation 6(1)(c)(ii)”.

Amendment of regulation 10B

6. Regulation 10B(1) of the principal Regulations is amended —
- (a) by deleting sub-paragraph (ja); and
 - (b) by deleting the words “is not a public place” in sub-paragraph (k) and substituting the words “are not premises mentioned in regulation 7(2)(ba) or (c)”.

Deletion and substitution of regulation 13D

7. Regulation 13D of the principal Regulations is deleted and the following regulation substituted therefor:

“Work-from-home arrangements

13D.—(1) Every permitted enterprise must provide the tools, equipment, materials and other facilities necessary for every relevant permitted enterprise worker of the permitted enterprise to perform, in the worker’s place of residence in Singapore when not on leave, his or her work in connection with any trade, business, profession or undertaking carried on by the permitted enterprise as his or her employer.

(2) A permitted enterprise must not cause or permit, at any time, more than 50% of the relevant permitted enterprise workers of the permitted enterprise to perform, at his or her workplace, work in connection with any trade, business, profession or undertaking carried on by the permitted enterprise.

(3) In addition, a permitted enterprise must not cause or permit any relevant permitted enterprise worker to perform, at his or her workplace, any work in connection with any trade, business, profession or undertaking carried on by the permitted enterprise —

- (a) on any day in the initial period if the relevant permitted enterprise worker has, during any time in the initial period before that day, performed hours of work at the workplace that is in total more than half of that worker’s total normal working hours in the initial period; or
- (b) on any day in any week after the initial period if the relevant permitted enterprise worker has, during —
 - (i) the 3 weeks immediately before that week; and
 - (ii) any time in that week before that day,performed hours of work at the workplace that is in total more than half of that worker’s total normal working hours in those 4 weeks.

Example

If an employee with 120 normal working hours in a period of 4 weeks takes 8 hours of leave in that period, the employee can be required by his or

her employer to work in the workplace for up to 60 hours in the 4 weeks, being half of his or her normal working hours, and not 56 hours.

(4) In this regulation —

“hours of work” means the time during which an employee is at the disposal of the employer and is not free to dispose of his or her own time and movements, but does not include any time during which the employee is on leave (whether on full, partial or no pay);

“initial period” means the 4 weeks starting 28 September 2020;

“normal working hours” means —

(a) the time (in hours) that is agreed between an employer and an employee to be the usual time during which an employee is at the disposal of the employer and is not free to dispose of his or her own time and movements; or

(b) in the absence of any such agreement, 8 hours a day,

and to avoid doubt, includes any period in that time when the employee is on leave (whether on full, partial or no pay);

“permitted enterprise worker”, in relation to a permitted enterprise, means an employee of the permitted enterprise designated by his or her employer as a permitted enterprise worker;

“relevant permitted enterprise worker” means a permitted enterprise worker other than a permitted enterprise worker who is required to perform work the nature of which necessarily requires or involves the permitted enterprise worker —

(a) to drive, pilot or travel in any motor vehicle, vessel or other mode of conveyance; or