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First published in the Government Gazette, Electronic Edition, on 23 December 2020 at 5 pm.

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## **No. S 1069**

### **EMPLOYMENT OF FOREIGN MANPOWER ACT (CHAPTER 91A)**

#### **EMPLOYMENT OF FOREIGN MANPOWER (WORK PASSES) (AMENDMENT NO. 5) REGULATIONS 2020**

In exercise of the powers conferred by section 29 of the Employment of Foreign Manpower Act, the Minister for Manpower makes the following Regulations:

#### **Citation and commencement**

1.—(1) These Regulations are the Employment of Foreign Manpower (Work Passes) (Amendment No. 5) Regulations 2020 and, except for regulations 2(1), (2) and (3)(c) and (d), 3(1) and (2)(c) and (d) and 4(1) and (2)(b) and (c), come into operation on 24 December 2020.

(2) Regulations 2(1) and (3)(c) and (d), 3(1) and (2)(c) and (d) and 4(1) and (2)(b) and (c) come into operation on 2 January 2021.

(3) Regulation 2(2) comes into operation on 1 March 2021.

#### **Amendment of Fourth Schedule**

2.—(1) Part III of the Fourth Schedule to the Employment of Foreign Manpower (Work Passes) Regulations 2012 (G.N. No. S 569/2012) (called in these Regulations the principal Regulations) is amended by inserting, immediately after “11” in paragraph 10A(b), “, 11A”.

(2) Part IV of the Fourth Schedule to the principal Regulations is amended —

- (a) by deleting the words “basic monthly salary or fixed monthly allowances” in paragraph 6A(1)(a) and substituting the words “basic monthly salary, fixed

monthly allowances, rate for overtime payment or daily basic rate of pay”; and

- (b) by inserting, immediately after the definition of “basic monthly salary” in paragraph 6B, the following definition:

““daily basic rate of pay”, in relation to a foreign employee, means the amount equivalent to the foreign employee’s basic rate of pay calculated in accordance with the third column of item 2, 3 or 4 (as the case may be) of the Third Schedule to the Employment Act (Cap. 91), where a reference to the monthly basic rate of pay under the Employment Act is a reference to the foreign employee’s basic monthly salary;”.

(3) Part VI of the Fourth Schedule to the principal Regulations is amended —

- (a) by inserting, immediately after the word “employer” in paragraph 3(b), the words “and the Controller (in the form or manner specified by the Controller)”;
- (b) by inserting, immediately after the words “his employer” in paragraph 3(c), the words “and the Controller (in the form or manner specified by the Controller)”;
- (c) by deleting the words “and 11” in paragraph 9(2) and substituting the words “, 11 and 11A”; and
- (d) by inserting, immediately after paragraph 11, the following paragraph:

**“Working only when permitted**

11A. A foreign employee —

- (a) who is not a resident of an unregulated dormitory or a licensed dormitory; and
- (b) whose work permit states his occupation as other than a “domestic worker”,

must not enter or remain in the foreign employee’s place of work to work unless the foreign employee receives permission from the Controller to do so, given by way of an electronic notification or otherwise.”.