

# **Employment of Foreign Manpower (Levy) (Amendment) Order 2010**

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**No. S 813**

EMPLOYMENT OF FOREIGN MANPOWER ACT  
(CHAPTER 91A)

EMPLOYMENT OF FOREIGN MANPOWER (LEVY) (AMENDMENT) ORDER  
2010

In exercise of the powers conferred by section 11(1) of the Employment of Foreign Manpower Act, the Minister for Manpower hereby makes the following Order:

**Citation and commencement**

**1.** This Order may be cited as the Employment of Foreign Manpower (Levy) (Amendment) Order 2010 and shall come into operation on 1st January 2011.

**Amendment of paragraph 2**

**2.** Paragraph 2 of the Employment of Foreign Manpower (Levy) Order 2010 (G.N. No. S 324/2010) (referred to in this Order as the principal Order) is amended —

- (a) by deleting the definitions of “grass-cutting and landscaping worker” and “incinerator plant worker”;

- (b) by inserting, immediately after the word “Singapore” in paragraph (a) of the definition of “skilled marine worker”, the words “or such institution as the Controller may determine”;
- (c) by inserting, immediately after the word “Singapore” in paragraph (a) of the definition of “skilled process construction worker”, the words “or such institution as the Controller may determine”; and
- (d) by inserting, immediately after the word “Singapore” in paragraph (a) of the definition of “skilled process maintenance worker”, the words “or such institution as the Controller may determine”.

### **New paragraph 7A**

3. The principal Order is amended by inserting, immediately before paragraph 8 in Part III, the following paragraph:

#### **“Calculation of monthly and daily rates of levy**

**7A.** The levy payable by an employer in respect of any work permit or S pass holder of his shall be as follows:

- (a) where the work permit or S pass holder has completed a full calendar month of employment, the levy payable under this Part for that worker for every calendar month;
- (b) where the work permit or S pass holder is employed for less than a full calendar month, an amount calculated in accordance with the following formula:

<u>the amount of levy referred to in sub-paragraph ( a) x 12</u>
365

rounded up to the nearest cent.”.

### **Deletion and substitution of paragraph 8**

4. Paragraph 8 of the principal Order is deleted and the following paragraph substituted therefor:

#### **“Levy payable by employer of S pass holder**

**8.—(1)** Subject to paragraph 9, where S pass holders comprise not more than 20% of the total number of employees of an employer at the relevant time for an S pass holder, the levy payable by the employer in respect of the S pass holder shall

be \$110 for every calendar month.

(2) Subject to paragraph 9, where S pass holders comprise more than 20% of the total number of employees of an employer at the relevant time for an S pass holder, the levy payable by the employer in respect of the S pass holder shall be \$150 for every calendar month.”.

### **Amendment of paragraph 11**

5. Paragraph 11 of the principal Order is amended by deleting sub-paragraphs (1), (2) and (3) and substituting the following sub-paragraphs:

“(1) Subject to sub-paragraph (4) and paragraph 12, where work permit holders comprise not more than 25% of the total number of employees of an employer at the relevant time for a work permit holder, the levy payable by the employer in respect of the work permit holder shall be \$270 for every calendar month.

(2) Subject to sub-paragraph (4) and paragraph 12, where work permit holders comprise more than 25%, but not more than 40%, of the total number of employees of an employer at the relevant time for a work permit holder, the levy payable by the employer in respect of the work permit holder shall be \$300 for every calendar month.

(3) Subject to paragraph 12, where work permit holders comprise more than 40% of the total number of employees of an employer at the relevant time for a work permit holder, the levy payable by the employer in respect of the work permit holder shall be \$450 for every calendar month.”.

### **Amendment of paragraph 13**

6. Paragraph 13 of the principal Order is amended —

(a) by deleting sub-paragraph (1) and substituting the following sub-paragraph:

“(1) Notwithstanding paragraphs 11(1) and 12, the levy payable in respect of any work permit holder to whom paragraph 11(1) applies who has such academic qualifications, skills, capabilities, work experience, remuneration or any combination thereof, or who satisfies such other criteria as the Minister determines suitable to regard the work permit holder as a skilled work permit holder, shall be \$170 for every calendar month.”; and

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

“(4) The rate specified in sub-paragraph (1) shall not apply for the purposes of section 5(8)(a) of the Act and paragraph 42.”.

### **Amendment of paragraph 14**

7. Paragraph 14 of the principal Order is amended —

- (a) by deleting sub-paragraph (1) and substituting the following sub-paragraph:

“(1) Subject to the provisions of this paragraph, the levy payable in respect of any domestic worker shall be —

(a) in the case where the conditions set out in sub-paragraph (2)(a), (b), (c), (d), (e) or (f) are satisfied, \$170 for every calendar month; and

(b) in any other case, \$265 for every calendar month.”;

- (b) by inserting, immediately after the word “Service” in sub-paragraph (2)(e)(i), the words “, Centre for Enabled Living or such institution as the Controller may determine”; and

- (c) by inserting, immediately after the word “Service” in sub-paragraph (2)(f)(i), the words “, Centre for Enabled Living or such institution as the Controller may determine”.

### **Amendment of paragraph 17**

8. Paragraph 17 of the principal Order is amended —

- (a) by deleting sub-paragraph (1) and substituting the following sub-paragraph:

“(1) Notwithstanding paragraphs 14, 15 and 16, the levy payable in respect of any domestic worker who has such academic qualifications, skills, capabilities, work experience, remuneration or any combination thereof, or who satisfies such other criteria as the Minister determines suitable to regard the domestic worker as a skilled domestic worker, shall be \$150 for every calendar month.”; and

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

“(4) The rate specified in sub-paragraph (1) shall not apply for the purposes of section 5(8)(a) of the Act and paragraph 42.”.