

**Chemical Weapons (Prohibition) Act
(CHAPTER 37B)**

Table of Contents

Long Title

Part I PRELIMINARY

1 Short title

2 Interpretation

3 Act binds the Government

4 Purpose of Act

5 Extra-territorial application

Part II ADMINISTRATION

6 Appointment of Director

7 Functions of Director

Part III OFFENCES

8 Use, etc., of chemical weapons

**9 Licence for use, etc., of scheduled chemical or discrete organic
chemical**

10 Forfeiture

Part IV INFORMATION AND DOCUMENTS

11 Purpose of this Part

12 Information and records for purposes of Convention

13 Director may seek information for declarations and consultation purposes

14 False or misleading statements and documents

Part V INSPECTIONS

15 Purpose and interpretation of this Part

16 National inspectors

17 International inspection

18 Persons who may accompany international inspectors

19 Written directions

20 Identification certificates

21 Warrant for national inspection

22 Warrant for international inspection

23 Use of force

24 Obligations of persons carrying out inspections

25 Obstruction, etc., of national or international inspector

Part VI MISCELLANEOUS PROVISIONS

26 Confidentiality

27 Warrant for search and seizure

28 Offences by body corporate

29 Jurisdiction of courts

30 Composition of offences

31 Public servants

32 Power to amend Schedule

33 Regulations

THE SCHEDULE

Legislative History

Comparative Table

CHEMICAL WEAPONS (PROHIBITION) ACT

(CHAPTER 37B)

(Original Enactment: Act 17 of 2000)

REVISED EDITION 2001

(31st December 2001)

An Act to give effect to the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on their Destruction concluded at Paris on 13th January 1993.

[1st June 2000]

PART I

PRELIMINARY

Short title

1. This Act may be cited as the Chemical Weapons (Prohibition) Act.

Interpretation

2.—(1) In this Act, unless the context otherwise requires —

“authorised officer” means —

- (a) the Director;
- (b) any police officer; or
- (c) any person appointed as an authorised officer under section 6(3);

“Convention” means the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on their Destruction concluded at Paris on 13th January 1993, and includes the Annexes to the Convention and any amendments to, or substitutions of, the Convention or the Annexes that are binding on Singapore;

“chemical weapon” means the following, together or separately:

- (a) a toxic chemical and its precursors, except where intended for a permitted purpose, as long as the type and quantity are consistent with such a purpose;
- (b) a munition or device, specifically designed to cause death or other harm through the toxic properties of a toxic chemical referred to in paragraph (a), which would be released as a result of the employment of such munition or device;
- (c) any equipment specifically designed for use directly in connection with the employment of a munition or device referred to in paragraph (b);

“Chemicals Annex” means the Annex on Chemicals to the Convention;

“conveyance” includes any vessel, train, vehicle, aircraft or other mode of transport;

“Director” means the Director for the Prohibition of Chemical Weapons appointed under section 6(1) and includes any person appointed to act in the place of the Director during the temporary absence of the Director;

“export”, with its grammatical variations and cognate expressions, means to take or cause to be taken out of Singapore by land, water or air and includes the placing of any thing in a conveyance for the purposes of being taken out of Singapore but does not include the taking out of Singapore of that thing on the

same conveyance on which it was brought into Singapore unless that thing after being brought into Singapore has been landed in Singapore;

“import”, with its grammatical variations and cognate expressions, means to bring or cause to be brought into Singapore by land, water or air from any place which is outside Singapore but does not include the bringing into Singapore of any thing which is to be taken out of Singapore on the same conveyance on which it was brought into Singapore without any landing in Singapore;

“international inspector” means an individual designated by the Technical Secretariat according to the procedures set forth in the Verification Annex to the Convention to carry out an inspection or visit in accordance with the Convention, and includes any inspection assistant as defined in the Convention;

“licence” means a licence granted under section 9;

“national inspector” means any person who is a national inspector by virtue of, or appointed under, section 16;

“permitted purpose” means —

- (a) in the case of a Schedule 1 chemical, research, medical, pharmaceutical or protective purpose;
- (b) in the case of any other toxic chemical —
 - (i) industrial, agricultural, research, medical, pharmaceutical or any other peaceful purpose;
 - (ii) any purpose directly related to protection against toxic chemicals and to protection against chemical weapons;
 - (iii) any military purpose not connected with the use of chemical weapons and not dependent on the use of the toxic properties of chemicals as a method of warfare; or
 - (iv) any law enforcement purpose (including domestic riot control);

“premises” includes any land, building, structure and conveyance;

“Schedule 1 chemical” means a chemical listed in Schedule 1 of the Schedules of Chemicals in the Chemicals Annex, and is set out in Part I of the Schedule to this Act;