

Employment of Foreign Manpower (Work Passes) Regulations

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**EMPLOYMENT OF FOREIGN MANPOWER ACT
(CHAPTER 91A, SECTION 29)**

EMPLOYMENT OF FOREIGN MANPOWER (WORK PASSES) REGULATIONS

Rg 2

G.N. No. S 339/2007

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Citation

1. These Regulations may be cited as the Employment of Foreign Manpower (Work Passes) Regulations.

Definition

1A. In these Regulations, unless the context otherwise requires, “dependant”, in relation to a foreign employee, means any member of the foreign employee’s family, including his spouse, parent, parent-in-law, child, adopted child and any relative living with or dependent on him.

Work passes

2.—(1) The following categories of work passes may be issued by the Controller:

- (a) work permit ;
- (b) S pass;
- (c) employment pass ;
- (d) personalised employment pass;
- (e) EntrePass;
- (f) training work permit;
- (g) training employment pass;
- (h) work holiday pass;
- (i) miscellaneous work pass; and
- (j) letter of consent.

(2) A work pass may be —

- (a) in the form of a card;
- (b) an endorsement made in the passport or other travel document of the work pass holder; or
- (c) in such other form as the Controller may determine.

General conditions of work passes

3.—(1) Every work pass issued to a foreign employee shall be subject to the condition that —

- (a) he shall, during the validity of the work pass, only engage in the trade, occupation or type of employment specified in the work pass; and
- (b) he shall obtain the prior consent of the Controller before engaging in any trade, occupation or type of employment or a vocation, profession or any activity not specified in his work pass.

(2) Every work pass issued to a self-employed foreigner shall be subject to the condition that —

- (a) he shall, during the validity of the work pass, only engage in the trade, vocation, profession or activity specified in his work pass; and
- (b) he shall obtain the prior consent of the Controller before engaging in any trade, occupation or type of employment or a vocation, profession or any activity not specified in his work pass.

(3) Without prejudice to paragraphs (1) and (2) and any other condition specifically provided for in these Regulations, the Controller may grant a work pass subject to such other conditions as the Controller thinks fit.

(4) Where any pass issued to a foreigner by the Controller of Immigration under the Immigration Act (Cap. 133) expires and is not renewed or is cancelled, and the foreigner is the holder of a work pass, the work pass issued to the foreigner shall by the operation of this regulation also cease to be valid.

Work permit

4.—(1) Every application for a work permit to be issued to a foreign employee shall —

- (a) be made by the employer of the foreign employee, or on behalf of that employer by a person authorised by the employer;
- (b) be made in such form as the Controller may determine; and
- (c) be supported by such other documents as the Controller may require.

(2) A work permit issued to a foreign employee may be cancelled on an application to the Controller made —

- (a) by the employer of the foreign employee, or on behalf of that employer by a person authorised by the employer; and
- (b) in such form and manner as the Controller may determine.

(3) Every work permit issued to a foreign employee shall be subject to the conditions set out in the First Schedule, being conditions to be complied with by his employer.

S pass

5.—(1) Every application for an S pass to be issued to a foreign employee shall —

- (a) be made by the employer of the foreign employee, or on behalf of that employer by a person authorised by the employer;

- (b) be made in such form as the Controller may determine; and
- (c) be supported by such other documents as the Controller may require.

(2) An S pass issued to a foreign employee may be cancelled on an application to the Controller made —

- (a) by the employer of the foreign employee, or on behalf of that employer by a person authorised by the employer; and
- (b) in such form and manner as the Controller may determine.

(3) Every S pass issued to a foreign employee shall be subject to —

- (a) the condition set out in Part I of the Second Schedule, being a condition to be complied with by him; and
- (b) the conditions set out in Part II of the Second Schedule, being conditions to be complied with by his employer.

Employment pass

6.—(1) Every application for an employment pass to be issued to a foreign employee shall —

- (a) be made by the employer of the foreign employee, or on behalf of that employer by a person authorised by the employer;
- (b) be made in such form as the Controller may determine;
- (c) be accompanied by an undertaking described in paragraph (2) from the employer or a sponsor of the foreign employee; and
- (d) be supported by such other documents as the Controller may require.

(2) The undertaking referred to in paragraph (1)(c) shall be —

- (a) an undertaking by the employer of the foreign employee in question that the employer —
 - (i) will ensure that the standard of living (including accommodation) of the foreign employee and the foreign employee's dependants (if any), while the foreign employee is in his employ and holding an employment pass, is consistent with the reasonable standard of living in Singapore;
 - (ii) will ensure that the foreign employee complies with any quarantine and medical surveillance imposed on the foreign employee under any written law;