

Commissioners for Oaths Rules

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THE SCHEDULE

Legislative History

SUPREME COURT OF JUDICATURE ACT
(CHAPTER 322, SECTION 68(3))

COMMISSIONERS FOR OATHS RULES

R 3

REVISED EDITION 1997

(26th September 1997)

[1st January 1996]

Citation

1. These Rules may be cited as the Commissioners for Oaths Rules.

Definitions

2. In these Rules —

“Academy” means the Singapore Academy of Law constituted under the Singapore Academy of Law Act (Cap. 294A);

“affidavit” includes affirmation, statutory or other declaration;

“legal officer” means a person appointed as a legal officer in the Singapore Legal Service;

“oath” includes affirmation and declaration;

“Secretary” means the Secretary to the Senate;

“Senate” means the Senate of the Academy;

“swear” includes affirm and declare;

Persons eligible

3.—(1) An advocate and solicitor who has for an aggregate period of not less than 7 years been in active practice or been a legal officer shall be eligible for appointment as a commissioner for oaths.

(2) Officers in the employment of Government ministries, departments, statutory boards and Government-linked companies shall be eligible for appointment by the Senate as commissioners for oaths.

(3) Court interpreters shall be eligible for appointment by the Senate as commissioners for oaths.

Duration of appointment

4.—(1) Commissioners for oaths shall be appointed for a period of one year and may be reappointed for each subsequent year as the Senate may, in its discretion, decide.

(2) In appointing commissioners for oaths, the Senate shall have regard to the number of commissioners already practising in the place where the applicant proposes to practise and to the convenience of the inhabitants of that place.

Application procedure

5.—(1) Applications for reappointment as commissioners for oaths shall be lodged with the Secretary 2 clear months before the expiry of each preceding period of appointment.

(2) The procedure for applying for appointment or reappointment as a commissioner for oaths shall be as follows:

- (a) an advocate and solicitor shall lodge with the Secretary an application for his appointment or reappointment as a commissioner for oaths, setting forth —
 - (i) his date of admission to the roll of the Supreme Court and the number of years that he has been in active practice or been a legal officer;
 - (ii) whether he is or ever been an undischarged bankrupt or has made an arrangement with his creditors;
 - (iii) whether he has ever been convicted of any criminal offence;
 - (iv) whether he has ever been found guilty of any professional misconduct; and
 - (v) whether he is or has been the subject of disciplinary proceedings under Part VII of the Legal Profession Act (Cap. 161), and if so, the date and nature of the complaint, whether the complaint resulted in the appointment of a Disciplinary Committee, and if so, the result of its inquiry;
- (b) a person who is not an advocate and solicitor shall lodge with the Secretary an application for his appointment or reappointment as a commissioner for oaths, setting forth —
 - (i) where and for how long he has been employed;