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**GOVERNMENT GAZETTE**

**BILLS SUPPLEMENT**

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# Act provision timeline whole document and multi commence test

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**Bill No. 83/2024.**

*Read the first time on 2 August 2024.*

A BILL

*intituled*

An Act to

Be it enacted by the President with the advice and consent of the  
Parliament of Singapore, as follows:

## Short title and commencement

1. This Act may be cited as the Act provision timeline whole document and multi commence test 2024 and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

## Interpretation

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

“appointed day” means the date of commencement of this Act;

“Authority” means the Energy Market Authority of Singapore established under section 3.

## PART 1

### ESTABLISHMENT OF ENERGY MARKET AUTHORITY

#### Establishment and incorporation of Energy Market Authority of Singapore

3. There is hereby established a body to be known as the Energy Market Authority of Singapore which shall be a body corporate with perpetual succession and shall, by that name, be capable of —

(a) suing and being sued;

(b) acquiring, owning, holding and developing or disposing of property, both movable and immovable; and

(c) doing and suffering such other acts or things as bodies corporate may lawfully do and suffer.

#### *Division 1 — Common Seal and Constitution of Board*

#### Common seal

4.—(1) The Authority shall have a common seal and such seal may from time to time be broken, changed, altered or made anew as the Authority thinks fit.

(2) All deeds and other documents requiring the seal of the Authority shall be sealed with the common seal of the Authority.

(3) All instruments to which the common seal is affixed shall be signed by any 2 members generally or specially authorised by the Authority for the purpose or by one member and the Chief Executive.

(4) All courts, judges and persons acting judicially shall take judicial notice of the common seal of the Authority affixed to any document and shall presume that it was duly affixed.

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### **Constitution of Board**

5.—(1) The Board shall consist of the following members:

(a) a Chairman; and

(b) such other members, not being less than 5 or more than 10, as the Minister may from time to time determine.

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(2) The First Schedule shall have effect with respect to the Board, its members and proceedings.

#### Subdivision (1) — Authority

### **Functions and duties of Authority**

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6.—(1) Subject to the provisions of this Act, the functions and duties of the Authority shall be —

(a) to identify, undertake research into, and conduct investigations and surveillance of infectious diseases, their vectors, and environmental health concerns generally, and to develop strategies for their prevention and control;

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(b) to undertake licensing, provision of consultancy services, and promotion of professionalism in relation to matters concerning food hygiene in the food retail industry, and in relation to the pest control, environmental and other related industries.

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(2) The Authority may undertake such other functions as the Minister may assign to the Authority and in so doing, the Authority shall be deemed to be fulfilling the purposes of this Act, and the provisions of this Act shall apply to the Authority in respect of such functions.

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(3) Nothing in this section shall be construed as imposing on the Authority, directly or indirectly, any form of duty or liability enforceable by proceedings before any court to which it would not otherwise be subject.

## 5 **Powers of Authority**

7.—(1) The Authority shall have power to do anything for the purpose of discharging its functions and duties under this Act or any other written law, or which is incidental or conducive to the discharge of those functions and duties and, in particular, may —

- 10 (a) design and administer systems for the granting of licences, permits and approvals;
- (b) develop codes of practice relating to content or technical standards for media services or to standards of fair market conduct in any media industry, and monitor compliance with such codes;
- 15 (c) carry on such businesses and do such things as may arise out of the activities of the Authority or as may be necessary or expedient for the purpose of turning to account any property or rights of the Authority;
- 20 (d) incorporate companies for the purpose of performing things ancillary to its functions or duties;
- (e) with the approval of the Minister, enter into joint ventures or partnerships with other media authorities, international agencies or private organisations for the purpose of promoting media services;
- 25 (f) with the approval of the Minister, form or participate in the formation of any company, partnership or joint venture as a shareholder or partner or in any other capacity;
- (g) engage in research, technology development studies or technical co-operation projects related to or connected with the agri-food and veterinary sectors;
- 30 (h) enter into such contracts as may be necessary or expedient for the purpose of discharging its functions or duties;

- (i) become a member or an affiliate of any international body, the functions, objects or duties of which are similar to those of the Authority;
- (j) acquire or dispose of, in accordance with the provisions of this Act, any property, whether movable or immovable, which the Authority thinks necessary or expedient for the purpose of carrying out its functions or duties; 5
- (k) use all the property of the Authority, whether movable or immovable, in such manner as the Authority may think expedient, including the raising of loans by mortgaging such property; 10
- (l) subscribe for or acquire any securities, stocks and shares of an incorporated company or other body corporate, procure its admission to membership of an incorporated company limited by guarantee and not having a share capital, promote the formation of an incorporated company or participate in the promotion of such company or acquire an undertaking or part thereof; 15
- (m) engage alone or in conjunction with other corporations in the production, manufacture or sale of equipment, whether in Singapore or elsewhere; 20
- (n) receive grants, donations or contributions from any source, or raise funds by all lawful means and apply such funds for any of its functions or duties;
- (o) provide training schemes, whether by itself or with the co-operation of other persons or bodies as the Authority thinks fit, for the officers and employees of the Authority and others concerned with media services; 25
- (p) grant or guarantee loans to officers or employees of the Authority for any purpose specifically approved by the Authority; 30
- (q) provide recreational facilities and promote recreational activities for, and activities conducive to, the welfare of officers and employees of the Authority and members of their families; 35

- (r) make provision for gratuities, pensions, allowances or other benefits for officers or employees, or former officers or employees, of the Authority or its predecessors;
- (s) provide financial grant, aid or assistance to any person for all or any of the purposes of this Act or any other written law;
- (t) charge fees or commissions for services rendered by the Authority or for the use of any facilities of the Authority;
- (u) specify, by notification in the *Gazette*, all the accreditation, certification or inspection marks of the Authority for use in relation to any function of the Authority, and control the use of such marks;
- (v) lease, let, develop or otherwise utilise any property movable or immovable, vested in or acquired by the Authority on such terms and conditions as the Authority thinks fit;
- (w) provide bursaries, scholarships and training grants in the field of land administration and management;
- (x) provide training for employees of the Authority and to award scholarships or otherwise pay for such training; and
- (y) do anything incidental to any of its functions or powers.

(2) This section shall not be construed as limiting any power of the Authority conferred by or under any other written law.

(3) The Authority shall furnish the Minister information with respect to its property and activities in such manner and at such times as the Minister may require.

## PART 2

### APPLICATION OF LICENCE

#### **Application for grant or renewal of licence**

**8.—**(1) An application for the grant or renewal of a licence shall be —



- (a) made to the Authority in such form and manner as may be prescribed;
- (b) in the case of an application for the renewal of a licence, made not later than one month or such other period before the expiry of the licence (referred to in this section as the late renewal period) as the Authority may prescribe; and
- (c) accompanied by a non-refundable application fee of a prescribed amount, which shall be paid in the prescribed manner.

(2) The Authority may require an applicant to furnish it with such information or documents as it considers necessary in relation to the application.

(3) Where a person submits an application for the renewal of his licence before the late renewal period, the licence shall continue in force until the date on which the licence is renewed or the application for its renewal is refused, as the case may be.

(4) Where a person submits an application for the renewal of his licence during the late renewal period, the Authority may impose a late renewal fee not exceeding \$100 for every day or part thereof that the application for renewal is late, subject to a maximum of \$3,000.

### **Grant or renewal of licence**

9.—(1) The Authority may grant or renew any licence, subject to such conditions or restrictions as it thinks fit.

(2) Without prejudice to the generality of subsection (1), the Authority may —

- (a) in granting or renewing any licence, impose conditions or restrictions with respect to the type of financial advisory service which may or may not be provided by the licensee, described in such manner as the Authority may consider appropriate; or
- (b) in granting or renewing a representative's licence, relate the representative's licence to the financial adviser which supported the application for the licence.

(3) The Authority may at any time add to, vary or revoke any condition or restriction of a licence.

*Chapter 1 — Modification of Licence*

**Modification of conditions of licence**

5 **10.**—(1) Subject to this section, the Authority may modify the conditions of a licence.

(2) Before making any modification to the conditions of a licence under this section, the Authority shall give notice to the licensee concerned —

10 (a) stating that the Authority proposes to make the modification in the manner specified in the notice; and

(b) specifying the time (not being less than 28 days from the date of service of notice on the licensees) within which written representations with respect to the proposed  
15 modification may be made.

(3) Where the Authority receives any written representation under subsection (2)(b), the Authority shall consider the representation and may —

(a) reject the representation; or

20 (b) withdraw or amend the proposed modification in accordance with the representation or otherwise,

and, in either case, the Authority shall thereupon issue a direction in writing to the licensee concerned requiring that effect be given to the proposed modification specified in the notice or to such modification  
25 as subsequently amended by the Authority within a reasonable time.

(4) Any licensee who is aggrieved by a direction of the Authority under subsection (3) may, within 14 days of the receipt by the licensee of the direction, appeal to the Minister whose decision shall be final.

30 (5) The Authority shall not enforce a direction given under subsection (3) —

(a) during the period referred to in subsection (4); and

(b) whilst the appeal of any licensee is under consideration by the Minister.

(6) If no written representation is received by the Authority within the time specified under subsection (2) or if any written representation made under that subsection is subsequently withdrawn, the modification shall take effect as specified in the notice given under that subsection.

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### **Modification of conditions of electricity licence**

**11.—**(1) Subject to this section, the Authority may modify the conditions of an electricity licence.

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(2) The Authority shall not modify any condition of an electricity licence unless the Authority is satisfied that the modification is requisite or expedient having regard to the functions and duties of the Authority under section XX.

(3) Before making any modification to the conditions of an electricity licence under this section, the Authority shall give notice to the electricity licensee concerned and other electricity licensees likely to be affected by the proposed modification —

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(a) stating that the Authority proposes to make the modification in the manner specified in the notice;

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(b) stating the reasons why the Authority proposes to make the modification, including whether the need for the modification was the subject of a prior representation made by a third party or the electricity licensee concerned; and

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(c) specifying the period from the date of the giving of the notice (not being less than 28 days) within which written representations with respect to the proposed modification may be made.

(4) Where the Authority receives any written representation under subsection (3), the Authority shall consider such representation and may —

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(a) reject the representation; or

(b) withdraw or amend the proposed modification in accordance with the representation or otherwise,

and, in either case, the Authority shall thereupon issue a direction in writing to the electricity licensee concerned requiring that effect be given to the proposed modification specified in the notice, if any, or to such modification as may be subsequently amended by the Authority, within a reasonable time.

(5) Any electricity licensee who is aggrieved by a direction of the Authority under subsection (4) may, within 14 days of the receipt by it of the direction of the Authority, appeal to the Appeal Panel under Part VIII.

(6) The Authority shall not enforce a direction given under subsection (4) —

(a) during the period referred to in subsection (3)(c) unless the electricity licensee concerned consents to the modification referred to under subsection (3)(a) taking effect before the end of such period; and

(b) whilst the appeal of any electricity licensee is under consideration by the Appeal Panel.

(7) If no written representation is received by the Authority within the period specified in subsection (3)(c) or if any written representation made under that subsection is subsequently withdrawn, the Authority may forthwith carry out the modifications as specified in the notice given under that subsection.

## PART 3

### LICENCE FEES AND PERIOD

#### *Division 1 — Fees*

#### **Licence fees**

12.—(1) Every licensee shall pay to the Authority such licence fees as may be prescribed.

(2) Any licence fee paid to the Authority under this Act shall not be refunded or remitted if —

- (a) during the period to which the licence fee relates, the licence is revoked or suspended or lapses under section XX;
- (b) the licence fee is paid in relation to an application for the renewal of a licence and such application is withdrawn after the date on which, but for its renewal, the licence would have expired;
- (c) during the period to which the licence fee relates, the licensee fails or ceases to provide any financial advisory service; or
- (d) a prohibition order has been made against the licensee under section XX.

(3) Subject to subsection (2), the Authority may, where it considers appropriate, refund or remit the whole or part of any licence fee paid to it.

### *Division 2 — Licence period*

#### **Period of licence**

**13.—**(1) A licence shall be in force for a period of 3 years, or such other period as the Authority may specify in writing to the licensee, from the date of its issue under this Act.

(2) A licence that has been renewed in accordance with the provisions of this Part shall continue in force for a period of 3 years, or such other period as the Authority may specify in writing to the licensee, from the date immediately following that on which, but for its renewal, the licence would have expired.

### *Subdivision (2) — Licence Variation*

#### **Variation of licence**

**14.—**(1) A licensee may apply to the Authority in the prescribed form to vary the type of financial advisory service authorised to be provided by his licence.

(2) An application under subsection (1) shall be accompanied by an application fee of such amount as may be prescribed, which shall be non-refundable and which shall be paid in the prescribed manner.

(3) The Authority may —

- 5           (a) approve an application under subsection (1) subject to such conditions as the Authority thinks fit; or
- (b) refuse the application on any of the grounds set out in section XX.

*Division 3 — False statements*

10   **False statements in relation to applications for grant, renewal or variation of licence**

**15.** Any person who, in connection with an application for the grant, renewal or variation of a licence —

- 15           (a) wilfully makes any statement which is false or misleading in a material particular, knowing it to be false or misleading; or
- (b) wilfully omits to state any matter or thing without which the application is misleading in a material respect,

20 shall be guilty of an offence and shall be liable on conviction to a fine not exceeding \$50,000 or to imprisonment for a term not exceeding 12 months or to both.

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EXPLANATORY STATEMENT

This Bill seeks to

EXPENDITURE OF PUBLIC MONEY

This Bill will not involve the Government in any extra financial expenditure.

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