

Penal Code (Amendment) Bill

Bill No. 31/2022.

Read the first time on 20 October 2022.

A BILL

intituled

An Act to repeal section 377A of the Penal Code 1871 and to make consequential amendments to that Code and certain other Acts.

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

Short title

1. This Act is the Penal Code (Amendment) Act 2022.

Repeal of section 377A

2. Section 377A of the Penal Code 1871 is repealed.

5 **Consequential amendments**

3. The provisions of the Acts specified in the first column of the Schedule are amended in the manner set out in the second column of the Schedule.

Saving provision

4. Despite the provisions of this Act, section 425A of the Criminal Procedure Code 2010 continues to apply in relation to an offence under section 377A of the Penal Code 1871 committed before the date of commencement of this Act.

THE SCHEDULE

15

Section 3

CONSEQUENTIAL AMENDMENTS

First column

Second column

1. Criminal Procedure Code 2010

20 (a) Section 2(1)
(paragraph (a) of the
definition of
“sexual offence”)

Delete “377A,”.

(b) First Schedule

25

Delete the item relating to
section 377A of the Penal
Code 1871.

2. Evidence Act 1893

First Schedule, Part 2, item 1

Delete “377A,”.

THE SCHEDULE — *continued*

<i>First column</i>	<i>Second column</i>
3. Penal Code 1871	
(a) Section 376E(2)(a)	Delete “377A,”.
(b) Section 376EA(2)(a)	Delete “377A,”.

5

EXPLANATORY STATEMENT

This Bill seeks to repeal section 377A of the Penal Code 1871 and to make consequential amendments to that Code and certain other Acts.

Clause 1 relates to the short title.

Clause 2 repeals section 377A of the Penal Code 1871.

Clause 3 and the Schedule make consequential amendments to the Criminal Procedure Code 2010, the Evidence Act 1893 and the Penal Code 1871.

Clause 4 preserves the operation of section 425A of the Criminal Procedure Code 2010 (relating to the publication and identification of a complainant or alleged victim of a sexual offence) in relation to an offence under section 377A of the Penal Code 1871 committed before its repeal.

EXPENDITURE OF PUBLIC MONEY

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