

THIRTEENTH PARLIAMENT OF SINGAPORE

FIRST SESSION

ORDER PAPER SUPPLEMENT

Sup. No. 11

MONDAY, 19 MARCH 2018

1

NOTICE OF AMENDMENTS TO BILL

IN COMMITTEE

1. **PUBLIC ORDER AND SAFETY (SPECIAL POWERS) BILL**
[Bill No. 11/2018]

[The following amendments are subject to the Speaker's consent and the general assent of Members present, under S.O. 35 if moved before 20 March 2018.]

Clause 2:

Minister for Home Affairs:

- (1) **In page 9, lines 1 and 2:** to leave out “or serviceman”.
- (2) **In page 9, line 4:** to leave out “or”.
- (3) **In page 9, line 8:** after “(b);”, to insert “or”.
- (4) **In page 9:** after line 8 to insert —
“(d) the exercise of any power under section 201C(9) of the Singapore Armed Forces Act (Cap. 295) by a serviceman, or the carrying out by a serviceman of any activity in preparation for or directly in support of the exercise of that power;”.

- (5) **In page 11, line 22:** to leave out "deployed for duty in accordance with any order made", and insert "authorised".
- (6) **In page 11, line 23:** to leave out "201C", and insert "201E".
- (7) **In page 11, line 23:** after "Act", to insert "to exercise powers under section 201C(9) of that Act in connection with an activation order".

Clause 11:

Minister for Home Affairs:

- (1) **In page 18, line 21:** to leave out "or a serviceman, or both,".
- (2) **In page 18, line 22:** to leave out "or serviceman (as the case may be)."

Clause 12:

Minister for Home Affairs:

- (1) **In page 19, line 18:** to leave out "and (6)".
- (2) **In page 19, lines 29, 30 and 31:** to leave out "or serviceman".

Clause 13:

Minister for Home Affairs:

In page 20, line 7: to leave out "and serviceman".

Clause 15:

Minister for Home Affairs:

- (1) **In page 22, line 1:** to leave out “who”, and insert “(who”.
- (2) **In page 22, line 1:** to leave out “serviceman”, and insert “serviceman”.
- (3) **In page 22:** to leave out lines 14 to 32.
- (4) **In page 23:** to leave out lines 1 to 8.

Clause 32:

Minister for Home Affairs:

In page 43, line 14: after “officer”, insert “or serviceman”.

Clause 50:

Minister for Home Affairs:

- (1) **In page 62, line 26:** after “Part”, insert “XII or”.
- (2) **In page 62, lines 27 and 28:** to leave out “when an activation order is not in effect”.
- (3) **In page 63:** to leave out line 5.

New Clause (A)

Minister for Home Affairs:

In page 69: after line 26 to insert —

“Amendment of Singapore Armed Forces Act

60. The Singapore Armed Forces Act (Cap. 295, 2000 Ed.) is amended —

- (a) by inserting, immediately after the words “public place” in section 201C(9)(b), the words “, where and to the extent that similar powers are not exercisable under paragraph (f) by a serviceman”;
- (b) by inserting, immediately after the words “such barrier” in section 201C(9)(c), the words “, where and to the extent that similar powers are not exercisable under paragraph (f) by a serviceman”;
- (c) by inserting, immediately after the words “paragraph (c)” in section 201C(9)(d), the words “, where and to the extent that similar powers are not exercisable under paragraph (f) by a serviceman”;
- (d) by inserting, immediately before the words “stop and search” in section 201C(9)(e), the words “where and to the extent that similar powers are not exercisable under paragraph (f) by a serviceman”;
- (e) by deleting the full-stop at the end of paragraph (e) of section 201C(9) and substituting a semi-colon, and by inserting immediately thereafter the following paragraph:
 - “(f) exercise any of the powers conferred on a police officer under any provision in Part 4 (except sections 17 and 24), or section 31 or 48, of the Public Order and Safety (Special Powers) Act 2018 as if references in that provision to a police officer were references to a serviceman, but only —
 - (i) when an activation order is made and in effect under that Act in respect of a relevant event;
 - (ii) to the extent as requested by the Commissioner of Police;

- (iii) after a police officer gives an order or a direction under section 19(1) or 21(1) of that Act, if the power under that provision is so requested; and
 - (iv) within a target area within the meaning given by that Act unless it is a power in section 28 or 31 of that Act.”;
- (f) by inserting, immediately after subsection (10) of section 201C, the following subsection:
- “(11) A reference in subsection (9) to similar powers exercisable under paragraph (f) is a reference to the following powers described in the Public Order and Safety (Special Powers) Act 2018:
- (a) the powers conferred on a police officer under sections 16, 18, 19 and 20 of that Act, where subsection (9)(b), (c) or (d), as the case may be, is concerned;
 - (b) the powers conferred on a police officer under sections 16, 22, 23, 25 and 26 of that Act, where subsection (9)(e) is concerned.”;
- (g) by deleting the word “or” at the end of section 201F(1)(a)(ii);
- (h) by inserting, immediately after paragraph (a) of section 201F(1), the following paragraph:
- “(aa) do anything likely to cause the death of, or grievous hurt to, the person in exercising any power under section 201C(9)(f) unless the serviceman would have been authorised by the Public Order and Safety (Special Powers) Act 2018 to do so if he were a police officer acting in accordance with that Act; or”;

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- (i) by deleting the words “\$2,000 or to imprisonment for a term not exceeding 3 years” in section 201H and substituting the words “\$20,000 or to imprisonment for a term not exceeding 2 years”.

Note: It is intended that this new clause (A) be inserted immediately after clause 59.

Consequential amendments:

- (1) **In page 23, line 9:** to renumber sub-clause (8) as sub-clause (5).
 - (2) **In page 63, line 6:** to renumber sub-paragraph (vii) as sub-paragraph (vi).
 - (3) **In page 63, line 7:** to renumber sub-paragraph (viii) as sub-paragraph (vii).
 - (4) **In page 69, line 28:** to renumber clause 60 as clause 61.
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