

**VOTES AND PROCEEDINGS OF THE
THIRTEENTH PARLIAMENT OF SINGAPORE**

Second Session

MONDAY, 6 MAY 2019

No. 103

12.30 pm

1

PRESENT:

Mr SPEAKER (Mr Tan Chuan-Jin (Marine Parade)).

Mr AMRIN AMIN (Sembawang), Senior Parliamentary Secretary, Ministry of Home Affairs and Ministry of Health.

Mr ANG HIN KEE (Ang Mo Kio).

Mr ANG WEI NENG (Jurong).

Miss CHERYL CHAN WEI LING (Fengshan).

Mr CHAN CHUN SING (Tanjong Pagar), Minister for Trade and Industry and Government Whip.

Mr CHEE HONG TAT (Bishan-Toa Payoh), Senior Minister of State, Ministry of Trade and Industry and Ministry of Education.

Mr CHEN SHOW MAO (Aljunied).

Miss CHENG LI HUI (Tampines).

Dr CHIA SHI-LU (Tanjong Pagar).

Mr CHARLES CHONG (Punggol East), Deputy Speaker.

Mr CHONG KEE HIONG (Bishan-Toa Payoh).

Mr DESMOND CHOO (Tampines).

Mr DARRYL DAVID (Ang Mo Kio).

Mr CHRISTOPHER DE SOUZA (Holland-Bukit Timah).

Mr ARASU DURAISAMY (Nominated Member).

Prof FATIMAH LATEEF (Marine Parade).

Mr CEDRIC FOO CHEE KENG (Pioneer).

Ms FOO MEE HAR (West Coast).

Ms GRACE FU HAI YIEN (Yuhua), Minister for Culture, Community and Youth and Leader of the House.

Mr GAN KIM YONG (Chua Chu Kang), Minister for Health.

Mr GAN THIAM POH (Ang Mo Kio).

Mr GOH CHOK TONG (Marine Parade).

Assoc Prof DANIEL GOH PEI SIONG (Non-Constituency Member).

Mr HENG CHEE HOW (Jalan Besar), Senior Minister of State, Ministry of Defence.

Mr TERENCE HO WEE SAN (Nominated Member).

Ms INDRANEE RAJAH (Tanjong Pagar), Minister, Prime Minister's Office, Second Minister for Finance and Second Minister for Education.

Dr INTAN AZURA MOKHTAR (Ang Mo Kio).

Mr S ISWARAN (West Coast), Minister for Communications and Information and Minister-in-charge of Trade Relations.

Dr JANIL PUTHUCHEARY (Pasir Ris-Punggol), Senior Minister of State, Ministry of Transport and Ministry of Communications and Information.

Mr KHAW BOON WAN (Sembawang), Coordinating Minister for Infrastructure and Minister for Transport.

Dr AMY KHOR LEAN SUAN (Hong Kah North), Senior Minister of State, Ministry of the Environment and Water Resources and Ministry of Health.

Dr KOH POH KOON (Ang Mo Kio), Senior Minister of State, Ministry of Trade and Industry.

Mr KWEK HIAN CHUAN HENRY (Nee Soon).

Dr LAM PIN MIN (Sengkang West), Senior Minister of State, Ministry of Health and Ministry of Transport.

Er Dr LEE BEE WAH (Nee Soon).

Mr DESMOND LEE (Jurong), Minister for Social and Family Development and Second Minister for National Development and Deputy Leader of the House.

Mr LEE HSIEN LOONG (Ang Mo Kio), Prime Minister.

Mr LEE YI SHYAN (East Coast).

Mr LIANG ENG HWA (Holland-Bukit Timah).

Mr LIM BIOW CHUAN (Mountbatten), Deputy Speaker.

Mr LIM HNG KIANG (West Coast).

Prof LIM SUN SUN (Nominated Member).

Mr LIM SWEE SAY (East Coast).

Ms SYLVIA LIM (Aljunied).

Dr LIM WEE KIAK (Sembawang).

Mr LOW THIA KHIANG (Aljunied).

Ms LOW YEN LING (Chua Chu Kang), Senior Parliamentary Secretary, Ministry of Education and Ministry of Manpower.

Mr MASAGOS ZULKIFLI B M M (Tampines), Minister for the Environment and Water Resources and Minister-in-charge of Muslim Affairs.

Dr MOHAMAD MALIKI BIN OSMAN (East Coast), Senior Minister of State, Ministry of Defence and Ministry of Foreign Affairs.

Mr MOHAMED IRSHAD (Nominated Member).

Mr MUHAMAD FAISAL ABDUL MANAP (Aljunied).

Assoc Prof Dr MUHAMMAD FAISHAL IBRAHIM (Nee Soon), Senior Parliamentary Secretary, Ministry of Education and Ministry of Social and Family Development.

Mr MURALI PILLAI (Bukit Batok).

Dr LILY NEO (Jalan Besar).

Mr NG CHEE MENG (Pasir Ris-Punggol), Minister, Prime Minister's Office.

Dr NG ENG HEN (Bishan-Toa Payoh), Minister for Defence.

Mr LOUIS NG KOK KWANG (Nee Soon).

Ms ANTHEA ONG (Nominated Member).

Mr ONG TENG KOON (Marsiling-Yew Tee).

Mr ONG YE KUNG (Sembawang), Minister for Education.

Ms JOAN PEREIRA (Tanjong Pagar).

Mr LEON PERERA (Non-Constituency Member).

Ms DENISE PHUA LAY PENG (Jalan Besar).

Mr PNG ENG HUAT (Hougang).

Mr PRITAM SINGH (Aljunied).

Ms IRENE QUAY SIEW CHING (Nominated Member).

Ms RAHAYU MAHZAM (Jurong).

Mr SAKTIANDI SUPAAT (Bishan-Toa Payoh).

Mr SEAH KIAN PENG (Marine Parade).

Mr K SHANMUGAM (Nee Soon), Minister for Home Affairs and Minister for Law.

Ms SIM ANN (Holland-Bukit Timah), Senior Minister of State, Ministry of Communications and Information and Ministry of Culture, Community and Youth and Deputy Government Whip.

Mr SITO H YIH PIN (Potong Pasir).

Ms SUN XUELING (Pasir Ris-Punggol), Senior Parliamentary Secretary, Ministry of Home Affairs and Ministry of National Development.

Mr DENNIS TAN LIP FONG (Non-Constituency Member).

Dr TAN WU MENG (Jurong), Senior Parliamentary Secretary, Ministry of Foreign Affairs and Ministry of Trade and Industry.

Mr PATRICK TAY TECK GUAN (West Coast).

Mr TEO CHEE HEAN (Pasir Ris-Punggol), Senior Minister and Coordinating Minister for National Security.

Dr TEO HO PIN (Bukit Panjang).

Mrs JOSEPHINE TEO (Bishan-Toa Payoh), Minister for Manpower and Second Minister for Home Affairs.

Mr TEO SER LUCK (Pasir Ris-Punggol).

Mr THARMAN SHANMUGARATNAM (Jurong), Senior Minister and Coordinating Minister for Social Policies.

Assoc Prof WALTER THESEIRA (Nominated Member).

Ms TIN PEI LING (MacPherson).

Mr EDWIN TONG CHUN FAI (Marine Parade), Senior Minister of State, Ministry of Law and Ministry of Health.

Mr VIKRAM NAIR (Sembawang).

Dr VIVIAN BALAKRISHNAN (Holland-Bukit Timah), Minister for Foreign Affairs.

Mr LAWRENCE WONG (Marsiling-Yew Tee), Minister for National Development and Second Minister for Finance.

Prof YAACOB IBRAHIM (Jalan Besar).

Mr ALEX YAM ZIMING (Marsiling-Yew Tee).

Mr YEE CHIA HSING (Chua Chu Kang).

Ms YIP PIN XIU (Nominated Member).

Mr MELVIN YONG YIK CHYE (Tanjong Pagar).

Mr ZAINAL SAPARI (Pasir Ris-Punggol).

Mr ZAQY MOHAMAD (Chua Chu Kang), Minister of State, Ministry of National Development and Ministry of Manpower.

ABSENT:

Mr BAEY YAM KENG (Tampines), Senior Parliamentary Secretary, Ministry of Transport and Ministry of Culture, Community and Youth.

Mr DOUGLAS FOO (Nominated Member).

Mr HENG SWEE KEAT (Tampines), Deputy Prime Minister and Minister for Finance.

Ms JESSICA TAN SOON NEO (East Coast).

Mr SAM TAN CHIN SIONG (Radin Mas), Minister of State, Ministry of Foreign Affairs and Ministry of Social and Family Development and Deputy Government Whip.

- 1 Papers presented to Parliament and received by the Clerk of Parliament pursuant to Standing Order No. 31 (Presentation of Papers) and ordered to lie upon the Table:
- 1.1 Charities (Electronic Transactions Service) Regulations 2019 – Presented on 2 April 2019 (S. L. 605 of 2019).
 - 1.2 Environmental Public Health (Public Cleansing) (Amendment) Regulations 2019 – Presented on 4 April 2019 (S. L. 606 of 2019).
 - 1.3 Public Utilities (Water Supply) (Amendment No. 2) Regulations 2019 – Presented on 5 April 2019 (S. L. 607 of 2019).
 - 1.4 Public Utilities (Regulated Works and WSI Design Works) (Amendment) Regulations 2019 – Presented on 5 April 2019 (S. L. 608 of 2019).
 - 1.5 Environmental Public Health (Water Suitable for Drinking) Regulations 2019 – Presented on 5 April 2019 (S. L. 609 of 2019).
 - 1.6 Public Utilities (Water Supply) (Amendment No. 3) Regulations 2019 – Presented on 5 April 2019 (S. L. 610 of 2019).
 - 1.7 Road Traffic (Prescribed Offences) (Revocation) Rules 2019 – Presented on 11 April 2019 (S. L. 611 of 2019).
 - 1.8 MediShield Life Scheme (Amendment) Regulations 2019 – Presented on 12 April 2019 (S. L. 612 of 2019).
 - 1.9 MediShield Life Scheme (Amendment No. 2) Regulations 2019 – Presented on 12 April 2019 (S. L. 613 of 2019).
 - 1.10 Road Traffic (Motor Vehicles, Registration and Licensing) (Amendment) Rules 2019 – Presented on 12 April 2019 (S. L. 614 of 2019).
 - 1.11 Road Traffic (Motor Vehicles, Quota System) (Amendment) Rules 2019 – Presented on 12 April 2019 (S. L. 615 of 2019).
 - 1.12 Road Traffic (Motor Vehicles, Registration and Licensing) (Amendment No. 2) Rules 2019 – Presented on 12 April 2019 (S. L. 616 of 2019).
 - 1.13 Road Traffic (Motor Vehicles, Seat Belts) (Amendment No. 2) Rules 2019 – Presented on 12 April 2019 (S. L. 617 of 2019).
 - 1.14 Employment Claims (Amendment) Rules 2019 – Presented on 12 April 2019 (S. L. 618 of 2019).
 - 1.15 Environmental Public Health (Water Suitable for Drinking) (No. 2) Regulations 2019 – Presented on 12 April 2019 (S. L. 619 of 2019).
 - 1.16 Environmental Public Health (Part IV Fees) Regulations 2019 – Presented on 12 April 2019 (S. L. 620 of 2019).

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- 1.17 Environmental Public Health (Composition of Offences under Part IV) Regulations 2019 – Presented on 12 April 2019 (S. L. 621 of 2019).
 - 1.18 Environmental Public Health (Composition of Offences under Part IX) Regulations 2019 – Presented on 12 April 2019 (S. L. 622 of 2019).
 - 1.19 Environmental Public Health (Notice to Attend Court) (Amendment) Regulations 2019 – Presented on 12 April 2019 (S. L. 623 of 2019).
 - 1.20 Professional Engineers (Amendment) Rules 2019 – Presented on 17 April 2019 (S. L. 624 of 2019).
 - 1.21 Professional Engineers (Amendment No. 2) Rules 2019 – Presented on 17 April 2019 (S. L. 625 of 2019).
 - 1.22 Animals and Birds (Fees) (Amendment) Rules 2019 – Presented on 17 April 2019 (S. L. 626 of 2019).
 - 1.23 Animals and Birds (Pigeons) (Amendment) Rules 2019 – Presented on 17 April 2019 (S. L. 627 of 2019).
 - 1.24 Animals and Birds (Care and Use of Animals for Scientific Purposes) (Amendment) Rules 2019 – Presented on 17 April 2019 (S. L. 628 of 2019).
 - 1.25 Animals and Birds (Live Fish) (Amendment) Rules 2019 – Presented on 17 April 2019 (S. L. 629 of 2019).
 - 1.26 Animals and Birds (Prohibition of Live Poultry on Pulau Ubin) (Amendment) Rules 2019 – Presented on 17 April 2019 (S. L. 630 of 2019).
 - 1.27 Animals and Birds (Veterinary Centres) (Amendment) Rules 2019 – Presented on 17 April 2019 (S. L. 631 of 2019).
 - 1.28 Animals and Birds (Piranha) Rules 2019 – Presented on 17 April 2019 (S. L. 632 of 2019).
 - 1.29 Feeding Stuffs (Licensing, Analysis and Fees) (Amendment) Rules 2019 – Presented on 17 April 2019 (S. L. 633 of 2019).
 - 1.30 Sale of Food (Fees) (Amendment) Regulations 2019 – Presented on 17 April 2019 (S. L. 634 of 2019).
 - 1.31 Wholesome Meat and Fish (Fees) (Amendment) Rules 2019 – Presented on 17 April 2019 (S. L. 635 of 2019).
 - 1.32 Road Traffic (Public Service Vehicles) (Vocational Licences and Conduct of Drivers, Conductors, Trishaw Riders and Passengers) (Amendment) Rules 2019 – Presented on 18 April 2019 (S. L. 636 of 2019).
 - 1.33 Corrupt Practices Investigation Bureau (CPIB) Annual Report 2018 – Presented on 24 April 2019 (Misc. 14 of 2019).

- 1.34 Environmental Protection and Management (Vehicular Emissions) (Amendment No. 2) Regulations 2019 – Presented on 25 April 2019 (S. L. 637 of 2019).
 - 1.35 Customs (Fuel Tank - Minimum Amount) Order 2019 – Presented on 2 May 2019 (S. L. 638 of 2019).
 - 1.36 Customs (Exemption from Section 136(1)) Order 2019 – Presented on 2 May 2019 (S. L. 639 of 2019).
 - 1.37 Customs (Customs Ticket Notices) (Amendment) Regulations 2019 – Presented on 2 May 2019 (S. L. 640 of 2019).
 - 1.38 Customs (Permits to Remove Goods) (Amendment) Order 2019 – Presented on 2 May 2019 (S. L. 641 of 2019).
 - 1.39 Customs (Motor Vehicles Special Tax) (Amendment) Regulations 2019 – Presented on 2 May 2019 (S. L. 642 of 2019).
 - 1.40 Customs (Duties) (Exemption) (Amendment No. 2) Order 2019 – Presented on 2 May 2019 (S. L. 643 of 2019).
 - 1.41 Customs (Exemption from Motor Vehicles Special Tax) (Revocation) Order 2019 – Presented on 2 May 2019 (S. L. 644 of 2019).
- 2 18 Questions for Oral Answer were answered during Question Time.
- 3 Ministerial Statement – Findings and Follow-up actions on National Service Training Death – (Minister for Defence).
- 4 Road Traffic (Amendment) Bill – "to amend the Road Traffic Act (Chapter 276 of the 2004 Revised Edition)" – presented by the Second Minister for Home Affairs; read the first time; to be read a second time on the next available sitting day and to be printed. [Bill No. 13/2019].
- 5 Pioneer Generation Fund (Amendment) Bill – read a second time and committed to a Committee of the whole House.

The House immediately resolved itself into a Committee on the Bill – (Second Minister for Finance (Mr Lawrence Wong)).

(In the Committee)

Clauses 1 to 31 inclusive agreed to.

Bill to be reported.

Bill reported, without amendment; read a third time.

- 6 Criminal Law Reform Bill – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs) – Motion made, and Question proposed, "That the Bill be now read a second time."; Debate arising.
- 7 Exempted Business – (Deputy Leader of the House) – Motion made, and Question put – Resolved, "That the proceedings on the business set down on the Order Paper for today be exempted at this day's sitting from the provisions of Standing Order No. 2."
- 8 Criminal Law Reform Bill – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs) – Debate resumed on Question, "That the Bill be now read a second time."

Question put and agreed to. Bill read a second time and committed to a Committee of the whole House.

The House immediately resolved itself into a Committee on the Bill – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs).

(In the Committee)

Clauses 1 to 7 inclusive agreed to

Clause 8:

Amendments made:

- (i) in page 8, lines 30 and 31, by leaving out “, and that it is unreasonable to take that real risk,”;
- (ii) in page 8, line 32, after “circumstance”, by inserting “, if it would have been unreasonable to have taken that risk”;
- (iii) in page 9, lines 2 and 3, by leaving out “and that it is unreasonable to take that real risk”;
- (iv) in page 9, line 3, by leaving out “thing”, and inserting “act”;
- (v) in page 9, line 3, after “effect”, by inserting “, if it would have been unreasonable to have taken that risk”;
- (vi) in page 11, line 16, by leaving out “that”, and inserting “any”; and
- (vii) in page 11, lines 19 and 20, by leaving out “doing anything or omitting to do anything specified in the charge”, and inserting “committing all the acts or omissions that are physical elements of the offence”. – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs).

Clause 8, as amended, agreed to.

Clauses 9 to 14 inclusive agreed to.

Clause 15:

Amendment made, in page 13, line 9, after “offence)”, by inserting “that is committed against that domestic worker”. – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs).

Clause 15, as amended, agreed to.

Clauses 16 to 27 inclusive agreed to.

Clause 28:

Amendment made, in page 25, line 20, by leaving out “or” where it first occurs, and inserting “and”. – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs).

Clause 28, as amended, agreed to.

Clauses 29 to 33 inclusive agreed to.

Clause 34:

Amendments made:

- (i) in page 33, line 18 by leaving out “and”;
- (ii) in page 33, after line 18, by inserting –

“(b) by inserting, immediately after the words “to fine” wherever they appear (including in the *Illustration*), the words “or to caning”;

- (iii) in page 33, line 21, by leaving out “.”, and inserting “; and”; and
- (iv) in page 33, after line 21, by inserting –

“(d) by deleting the words “to a fine” in the *Illustration* and substituting the words “to fine or to caning”. – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs).

Clause 34, as amended, agreed to.

Clauses 35 to 37 inclusive agreed to.

Clause 38:

Amendments made:

- (i) in page 35, line 25, by leaving out “Amendment”, and inserting “Repeal and re-enactment”; and
- (ii) in page 35, by leaving out after “is” in line 26 to end of line 28, and inserting –

“repealed and the following section substituted therefor:

“Offences against the President’s person

121A. Whoever plans the death of or hurt to or unlawful imprisonment or restraint of the President, shall be punished with imprisonment for life or for a term which may extend to 20 years and shall, if he is not sentenced to imprisonment for life, also be liable to fine.”. – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs).

Clause 38, as amended, agreed to.

Clause 39:

Amendments made:

- (i) in page 35, line 29, by leaving out “Amendment”, and inserting “Repeal and re-enactment”; and
- (ii) in page 35, by leaving out after “is” in line 30 to end of line 31, and inserting –

“repealed and the following section substituted therefor:

“Offences against authority

121B. Whoever plans the unlawful deprivation or deposition of the President from the sovereignty of Singapore, or the overawing by criminal force of the Government, shall be punished with imprisonment for life or for a term which may extend to 20 years and shall, if he is not sentenced to imprisonment for life, also be liable to fine.”. – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs).

Clause 39, as amended, agreed to.

Clauses 40 to 79 inclusive agreed to.

Clause 80:

Amendments made:

- (i) in page 58, by leaving out after “intention” in line 2 to end of line 5, and inserting –

“, which was formed prior to the circumstances which gave rise to the act of private defence –

- (a) to cause death in section 300(a) or to cause such bodily injury as is mentioned in section 300(b) or (c); or
- (b) to do an act knowing that the act is so imminently dangerous in the way mentioned in section 300(d).”;;

- (ii) in page 58, line 6, by leaving out “3”, and inserting “4”;

- (iii) in page 58, by leaving out after “intention” in line 21 to end of line 24, and inserting –

“, which was formed prior to the circumstances constituting the sudden fight –

- (a) to cause death in section 300(a) or to cause such bodily injury as is mentioned in section 300(b) or (c); or
- (b) to do an act knowing that the act is so imminently dangerous in the way mentioned in section 300(d).”; and

- (iv) in page 59, line 28, after “or” where it first occurs, by inserting “wrong”. – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs).

Clause 80, as amended, agreed to.

Clauses 81 and 82 agreed to.

Clause 83:

Amendments made:

- (i) in page 60, line 12, by leaving out “Whoever”, and inserting “A relevant person who”;
- (ii) in page 60, line 18, by leaving out “and”, and inserting “,”;
- (iii) in page 60, line 18, after ““employment agent””, by inserting “and “member of the employer’s household””;
- (iv) in page 60, line 30, after “worker”, by inserting “, a member of the employer’s household”;
- (v) in page 61, line 12, after “age”, by inserting “, domestic worker”;
- (vi) in page 61, line 15, after “age”, by inserting “, a domestic worker”;
- (vii) in page 62, line 27, by leaving out “10 years of age”, and inserting “the age specified in section 82”;
- (viii) in page 62, lines 28 and 29, by leaving out “or above 10 years of age but below 12 years of age”, and inserting “the age specified in section 83”; and
- (ix) in page 63, by leaving out lines 5 and 6, and inserting –

“(d) “domestic worker” and “vulnerable person” have the meanings given by sections 73(4) and 74A(5), respectively; and”. – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs).

Clause 83, as amended, agreed to.

Clauses 84 to 86 inclusive agreed to.

Clause 87:

Amendment made, in page 65, by leaving out after “amended” in line 7 to end of line 9, and inserting –

“–

- (a) by deleting the words “such intention or knowledge” and substituting the words “the intention to cause death”; and
- (b) by inserting, immediately after the words “at Z” in the *Illustration*, the words “intending to kill Z”.”. – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs).

Clause 87, as amended, agreed to.

Clauses 88 to 103 inclusive agreed to.

Clause 104:

Amendments made:

- (i) in page 71, line 8, by leaving out “10 years of age”, and inserting “the age specified in section 82”; and
- (ii) in page 71, lines 9 and 10, by leaving out “or above 10 years of age but below 12 years of age”, and inserting “the age specified in section 83”. – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs).

Clause 104, as amended, agreed to.

Clauses 105 to 111 inclusive agreed to.

Clause 112:

Amendment made, in page 76, by leaving out after “375(1)(a)” in line 11 to end of line 16, and inserting “, 375(1)(b) read with section 375(3), 375(1A)(a), 375(1A)(b) read with section 375(3), 376(1)(a), 376(1)(b) read with section 376(4), 376(2) (if the victim B is of or above 14 years of age) or 376(2) (if the victim B is below 14 years of age) read with section 376(4).” – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs).

Clause 112, as amended, agreed to.

Clauses 113 to 116 inclusive agreed to.

Clause 117:

Amendments made:

- (i) in page 81, lines 18 and 19, by leaving out “took place in or outside Singapore”, and inserting “originated in Singapore provided that either A or B was in Singapore at the time of such communication”;
- (ii) in page 82, lines 17 and 18, by leaving out “took place in or outside Singapore”, and inserting “originated in Singapore provided that either A or B was in Singapore at the time of such communication”;
- (iii) in page 83, line 3, by leaving out “and”;
- (iv) in page 83, after line 3, by inserting –

“(ii) when either A or B is or both are in Singapore; and”;

- (v) in page 83, line 16, by leaving out “and”;
- (vi) in page 83, line 18, by leaving out “.”, and inserting “; and”;
- (vii) in page 83, after line 18, by inserting –

“(e) either A or B is or both are in Singapore.”;

- (viii) in page 84, line 11, by leaving out “and”;
- (ix) in page 84, after line 11, by inserting –

“(ii) when either A or B is or both are in Singapore; and”;

- (x) in page 84, line 27, by leaving out “and”;
- (xi) in page 84, line 28, by leaving out “.”, and inserting “; and”;
- (xii) in page 84, after line 28, by inserting –

“(f) either A or B is or both are in Singapore.” – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs).

Clause 117, as amended, agreed to.

Clauses 118 and 119 agreed to.

Clause 120:

- (i) in page 88, line 17, by leaving out “377BN”, and inserting “377BO”;
- (ii) in page 89, lines 14, and 33, by leaving out “with that intention”;
- (iii) in page 89, line 33, by leaving out “A’s”, and inserting “A”;
- (iv) in page 95, line 10, after “used”, by inserting “or allows the person to be so used”;
- (v) in page 98, line 22, by leaving out “, causes or procures”;
- (vi) in page 98, line 24, after “material”, by inserting “or causes or procures *B* to be so used”;
- (vii) in page 103, line 32, by leaving out “.”; and
- (viii) in page 103, after line 32, by inserting —

“Child abuse material offences outside or partially outside Singapore

377BO.—(1) Any person, being a citizen or a permanent resident of Singapore, who does, outside Singapore, any act that would, if done in Singapore, constitute an offence under section 377BG, 377BH or 377BL(2) or (3), shall be guilty of an offence under section 377BG, 377BH or 377BL(2) or (3), as the case may be.

(2) To avoid doubt, any person (*A*) who does in Singapore, any act involving a person below 16 years of age (*B*) and *B* is outside Singapore, that would if *B* were in Singapore constitute an offence under section 377BG or 377BH, shall be guilty of an offence under section 377BG or 377BH, as the case may be.

(3) Any person who does outside Singapore, any act involving a person below 16 years of age (*B*) and *B* is in Singapore, that would if done in Singapore constitute an offence under section 377BG or 377BH, shall be guilty of an offence under section 377BG or 377BH, as the case may be.

(4) Subsections (5) and (6) apply only where *A* is in a relationship that is exploitative of *B*.

(5) To avoid doubt, any person (*A*) who does in Singapore, any act involving a person who is of or above 16 but below 18 years of age (*B*) and *B* is outside Singapore, that would if *B* were in Singapore constitute an offence under section 377BL(2) or (3), shall be guilty of an offence under section 377BL(2) or (3), as the case may be.

(6) Any person (*A*) who does outside Singapore, any act involving a person who is of or above 16 but below 18 years of age (*B*) and *B* is in Singapore, that would if done in Singapore constitute an offence under section 377BL(2) or (3), shall be guilty of an offence under section 377BL(2) or (3), as the case may be.

(7) To avoid doubt, any person who does in Singapore an act which is a physical element of an offence under section 377BG, 377BH or 377BL(2) or (3) shall be guilty of an offence under section 377BG, 377BH or 377BL(2) or (3), as the case may be, if all the fault elements and physical elements of the offence are proven even though other physical elements of the same offence occurred outside Singapore.

Illustrations

- (a) *A*, a citizen or a permanent resident of Singapore, films in a foreign country a video recording of child abuse material involving a person below 16 years of age (*B*). *B* is in that foreign country during the filming. *A* is guilty of an offence under section 377BG or 377BH read with section 377BO(1).

(b) A, who is in Singapore, uses remote video facilities to film a video recording of child abuse material involving a person below 16 years of age (B). B is in a foreign country during the filming. A is guilty of an offence under section 377BG or 377BH read with section 377BO(2).

(c) A, who is in a foreign country and is not a citizen or a permanent resident of Singapore, uses remote video facilities to film a video recording of child abuse material involving a person below 16 years of age (B). B is in Singapore during the filming. A is guilty of an offence under section 377BG or 377BH read with section 377BO(3).

(d) A, who is in Singapore, uses computer software to alter and reproduce child abuse material which was not filmed in Singapore. The child abuse material is not stored in Singapore but in a computer server in a foreign country which A accesses through A's computer in Singapore. A is guilty of an offence under section 377BH read with section 377BO(7).". – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs).

Clause 120, as amended, agreed to.

Clause 121:

Amendments made:

- (i) in page 104, line 5, by leaving out "377BN", and inserting "377BO";
- (ii) in page 104, line 6, by leaving out "377BN", and inserting "377BO"; and
- (iii) in page 106, line 5, by leaving out "377BN", and inserting "377BO". – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs).

Clause 121, as amended, agreed to.

Clause 122:

Amendment made, in page 110, line 7, by leaving out "375(1)(a), 375(1A)(b), 376(1), 376(2)", and inserting "375(1)(b), 375(1A)(b), 376(1) (if the victim B is below 14 years of age), 376(2) (if the victim B is below 14 years of age)". – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs).

Clause 122, as amended, agreed to.

Clauses 123 to 137 inclusive agreed to.

Clause 138:

Amendment made, in page 121, line 18, after "section", by inserting "and section 424B". – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs).

Clause 138, as amended, agreed to.

Clauses 139 to 166 inclusive agreed to.

Clause 167:

Amendments made:

- (i) in page 134, line 11, by leaving out "act or", and inserting "person in such possession";
- (ii) in page 134, line 16, by leaving out "act or", and inserting "person mentioned in subsection (1)";

- (iii) in page 135, line 30, by leaving out “subsection (1)”, and inserting “that subsection”; and
- (iv) in page 136, line 7, by leaving out “(1)”, and inserting “(2)”. – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs).

Clause 167, as amended, agreed to.

Clause 168 agreed to.

Clause 169:

Amendments made:

- (i) in page 142, lines 41 and 44, after “years”, by inserting “, and fine”;
- (ii) in page 142, lines 43 and 46, after “years”, by inserting “, and fine, or caning”;
- (iii) in page 143, line 18, by leaving out “items relating to sections 121 and 121B”, and by inserting “item relating to section 121”;
- (iv) in page 143, line 18, by inserting –
 - “(g) by deleting the word “Ditto” under the sixth column in the item relating to section 121A and substituting the words “Imprisonment for life, or imprisonment for 20 years, and fine”;
 - (h) by inserting, immediately after the word “life,” under the sixth column in the item relating to section 121B, the words “or imprisonment for 20 years,”;”;
- (v) in page 148, line 35, after “age”, by inserting “, domestic worker”. – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs).

Clause 169, as amended, agreed to.

Clauses 170 to 173 inclusive agreed to.

Clause 174:

Amendments made:

- (i) in page 166, line 1, after “offence”, by inserting “committed against a person below 16 years of age”;
- (ii) in page 166, line 2, after “offence”, by inserting “or an offence under Chapter XVI of the Penal Code (other than a sexual offence)”; and
- (iii) in page 166, after line 17, by inserting –
 - “(e) an abetment of, a conspiracy to commit or an attempt to commit any of the offences mentioned in paragraphs (a) to (d);”. – (Senior Parliamentary Secretary (Mr Amrin Amin), on behalf of the Minister for Home Affairs).

Clause 174, as amended, agreed to.

Consequential amendments made:

- (i) in page 33, line 19, by re-lettering paragraph (b) as paragraph (c);
- (ii) in page 83, line 4, by renumbering sub-paragraph (ii) as sub-paragraph (iii);
- (iii) in page 84, line 12, by renumbering sub-paragraph (ii) as sub-paragraph (iii); and
- (iv) in pages 143 to 161, by re-lettering paragraphs (g) to (zzzn) as paragraphs (i) to (zzzp), respectively.

Clauses 175 to 191 inclusive agreed to.

Bill to be reported.

Bill reported, with amendments; read a third time.

- 9 Adjournment – (Deputy Leader of the House) – Resolved, "That Parliament do now adjourn to 10.30 am tomorrow."

Adjourned at 7.45 pm

TAN CHUAN-JIN,
Speaker

MEMORANDUM

Mr Speaker will take the Chair again at 10.30 am on Tuesday, 7 May 2019.
