

Employment of Foreign Manpower (Work Passes) Regulations 2012

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No. S 569

EMPLOYMENT OF FOREIGN MANPOWER ACT
(CHAPTER 91A)

EMPLOYMENT OF FOREIGN MANPOWER
(WORK PASSES) REGULATIONS 2012

In exercise of the powers conferred by section 29 of the Employment of Foreign Manpower Act, Mr Tan Chuan-Jin, Senior Minister of State, charged with the responsibility of the Minister for Manpower, hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Employment of Foreign Manpower (Work Passes) Regulations 2012 and shall come into operation on 9th November 2012.

Work passes

2.—(1) The following categories of work passes may be issued by the Controller:

- (a) work permit (including a training work permit);
- (b) S pass;
- (c) employment pass (including a training employment pass);
- (d) personalised employment pass;
- (e) EntrePass;
- (f) work holiday pass;
- (g) miscellaneous work pass; and
- (h) letter of consent.

(2) A work pass may be —

- (a) in the form of a card;
- (b) an endorsement made in the passport or other travel document of the work pass holder; or
- (c) in such other form as the Controller may determine.

(3) Where any pass issued to a foreigner by the Controller of Immigration under the Immigration Act 1959 expires and is not renewed or is cancelled, and the foreigner is the holder of an in-principle approval or a work pass, the in-principle approval or work pass issued to the foreigner shall by the operation of this regulation also cease to be valid.

[S 63/2022 wef 31/12/2021]

In-principle approval

3.—(1) Every in-principle approval of an application for a work permit issued to a foreign employee whose occupation as stated in the application is “domestic worker” shall be subject to the conditions set out in Part I of the First Schedule and the regulatory conditions set out in Part II of the First Schedule, being conditions and regulatory conditions to be complied with by the employer of the foreign employee.

(2) Every in-principle approval of an application for a work permit issued to a foreign employee whose occupation as stated in the application is other than “domestic worker” shall be subject to the conditions set out in Part III of the First Schedule and the regulatory conditions set out in Part IV of the First Schedule, being conditions and regulatory conditions to be complied with by the employer of the foreign employee.

(3) Every in-principle approval of an application for an S pass issued to a foreign employee shall be subject to the conditions set out in Part I of the Second Schedule and the regulatory conditions set out in Part II of the Second Schedule, being conditions and regulatory conditions to be complied with by the employer of the foreign employee.

(4) Every in-principle approval of an application for an employment pass issued to a foreign employee shall be subject to the conditions set out in Part I of the Third Schedule, being conditions to be complied with by the employer of the foreign employee.

(5) An in-principle approval of an application for a work pass issued to a foreign employee shall lapse and cease to be valid immediately upon the work pass being issued to the foreign employee by the Controller.

Work permit

4.—(1) Every application for a work permit to be issued to a foreign employee shall —

(a) be made —

(i) by the foreign employee; and

(ii) by the employer of the foreign employee, or on behalf of that employer by a person authorised by the employer;

(b) be made in such form as the Controller may determine; and

(c) be supported by such information, statements and documents as the Controller may require.

(2) Every work permit issued to a foreign employee whose occupation on the work permit as stated is “domestic worker” shall be subject to the conditions set out in Part I

of the Fourth Schedule and the regulatory conditions set out in Part II of the Fourth Schedule, being conditions and regulatory conditions to be complied with by the employer of the foreign employee.

(3) Every work permit issued to a foreign employee whose occupation on the work permit as stated is other than “domestic worker” shall be subject to the conditions set out in Part III of the Fourth Schedule and the regulatory conditions set out in Part IV of the Fourth Schedule, being conditions and regulatory conditions to be complied with by the employer of the foreign employee.

(4) Every work permit issued to a foreign employee whose occupation on the work permit is stated as a “construction worker” or “construction worker-cum-driver” shall be subject, in addition to the conditions set out in Part III of the Fourth Schedule and the regulatory conditions set out in Part IV of the Fourth Schedule, to the regulatory conditions set out in Part V of the Fourth Schedule, being regulatory conditions to be complied with by the employer of the foreign employee.

[S 333/2015 wef 01/06/2015]

(5) Every work permit issued to a foreign employee shall be subject to the conditions set out in Part VI of the Fourth Schedule and the regulatory conditions set out in Part VII of the Fourth Schedule, being conditions and regulatory conditions to be complied with by the foreign employee.

[S 563/2013 wef 03/09/2013]

(6) The Controller may issue a work permit, which shall be known as a training work permit, to a foreigner who is receiving or is about to receive training in connection with the occupation, trade or business of the employer of that foreigner.

(7) A work permit issued to a foreign employee may be cancelled on an application to the Controller made —

- (a) by the employer of the foreign employee, or on behalf of that employer by a person authorised by the employer; and
- (b) in such form and manner as the Controller may determine.

S pass

5.—(1) Every application for an S pass to be issued to a foreign employee shall —

- (a) be made —
 - (i) by the foreign employee; and
 - (ii) by the employer of the foreign employee, or on behalf of the employer by a person authorised by the employer;