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The following Act was passed by Parliament on 13th August 2012 and assented to by the President on 3rd September 2012:—

REPUBLIC OF SINGAPORE

No. 18 of 2012.

I assent.

TONY TAN KENG YAM,
President.
3rd September 2012.



An Act to amend the Immigration Act (Chapter 133 of the 2008 Revised Edition) and to make related amendments to the Customs Act (Chapter 70 of the 2004 Revised Edition).

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 Immigration (Amendment) Act 2012 and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

Amendment of section 2

2. Section 2 of the Immigration Act is amended —

(a) by inserting, immediately before the definitions of “ “authorised airport”, “authorised landing place”, “authorised train checkpoint”, “authorised point of entry”, “authorised departing place” and “authorised point of departure” ”, the following definitions:

“ “advance passenger information” means information relating to any passenger required to be furnished to the Controller prior to the arrival in Singapore of the vessel, aircraft or train, as the case may be, on which the passenger will be travelling to Singapore;

“arrive” means —

(a) in relation to an aircraft, the aircraft coming to a stop after landing;

(b) in relation to a vessel or ship, the securing of the vessel or ship for any purposes, including for the embarkation or disembarkation of its passengers or the loading or unloading of its cargo or stores or both; or

(c) in relation to a train, the train coming to a stop at a train checkpoint;”;

(b) by inserting, immediately after the definitions of “ “authorised airport”, “authorised landing place”, “authorised train checkpoint”, “authorised point of entry”, “authorised departing place” and “authorised point of departure” ”, the following definition:

““authorised area” means an authorised airport, authorised landing place, authorised train checkpoint, authorised point of entry, authorised place of embarkation, authorised departing place, authorised point of departure or immigration control post declared as such under section 5;”;

(c) by inserting, immediately after the definition of “Director of Marine”, the following definitions:

““document” includes —

- (a) any endorsement;
- (b) any paper or other material where there is writing;
- (c) any paper or other material on which there are marks, figures, symbols or perforations that are —
 - (i) capable of being given a meaning by persons qualified to interpret them; or
 - (ii) capable of being responded to by a computer, a machine or an electronic device;
- (d) any article or material from which information is capable of being reproduced with or without the aid of any other article or device; or
- (e) any electronic record;

“electronic record” has the same meaning as in section 2(1) of the Electronic Transactions Act (Cap. 88);”;

(d) by deleting the word “and” at the end of paragraph (b) of the definition of “leave”;

(e) by inserting, at the end of paragraph (c) of the definition of “leave”, the word “and”, and by inserting immediately thereafter the following paragraph:

“(d) in the case of a vessel, an aircraft or a train leaving Singapore by sea, air or land, as the case may be, departing from any authorised departing place in Singapore by sea, or from any airport or train checkpoint in Singapore, for any place outside Singapore;”; and

(f) by renumbering the section as subsection (1) of that section, and by inserting immediately thereafter the following subsection:

“(2) For the purposes of sections 8(6), 10(5), 11(6), 14(6), 29(7) or 33, any reference to the Minister shall include a reference to any of the following who is authorised by the Minister for the purposes of hearing an appeal under that provision:

(a) the Minister who has been designated by the Prime Minister as Second Minister for Home Affairs (if any);

(b) any Minister of State,

and any reference in section 39A to the Minister shall include a reference to a person so authorised by the Minister under this subsection.”.

Amendment of section 5

3. Section 5 of the Immigration Act is amended —

(a) by inserting, immediately after subsection (1), the following subsection:

“(1A) In declaring under subsection (1) any place to be an immigration control post, a landing place or an authorised point of entry, the Minister may specify that it or any part of the place is to be an immigration control post, a landing place or an authorised place of

entry generally only for a fixed period or for fixed periods of time in any day, or only for the separate and exclusive immigration clearance of a particular person or class of persons.”;

- (b) by inserting, immediately after subsection (3), the following subsection:

“(3A) In declaring under subsection (3) any place to be an authorised departing place or an authorised point of departure, the Minister may specify that it or any part of the place is to be an authorised departing place or an authorised point of departure generally only for a fixed period or for fixed periods of time in any day, or only for the separate and exclusive immigration clearance of a particular person or class of persons.”; and

- (c) by inserting, immediately after subsection (5), the following subsections:

“(6) Without prejudice to subsection (1A) or (3A), where upon the application of any person (referred to in this section as the applicant), any place or any part of that place is declared under subsection (1) or (3), as the case may be, to be an immigration control post, a landing place, an authorised point of entry or an authorised departing place or authorised point of departure for the separate and exclusive immigration clearance of the applicant, or a particular person or class of persons associated with the applicant, the Controller may, with the approval of the Minister, require the applicant to pay to the Controller a rate, at such intervals and at such amount or rate as may be prescribed, for or in connection with immigration clearance performed by immigration officers at that place or part thereof.

(7) The number of immigration officers to be deployed at any immigration control post, landing place, authorised point of entry, authorised departing