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GOVERNMENT GAZETTE

ACTS SUPPLEMENT

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The following Act was passed by Parliament on 27th April 2010 and assented to by the President on 10th May 2010:—

REPUBLIC OF SINGAPORE

No. 10 of 2010.

I assent.



S R NATHAN,
President.
10th May 2010.

An Act to amend the Parliamentary Elections Act (Chapter 218 of the 2007 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 Parliamentary Elections (Amendment) Act 2010 and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

Amendment of section 13

2. Section 13(3) of the Parliamentary Elections Act (referred to in this Act as the principal Act) is amended by inserting, immediately after the words “provisions of the Constitution,” the words “or on being informed by the Registrar-General of Births and Deaths that any person is dead,”.

Amendment of section 14

3. Section 14 of the principal Act is amended —

- (a) by deleting “\$100” in subsection (4) and substituting the words “\$1,000 or to imprisonment for a term not exceeding 6 months or to both”; and
- (b) by deleting “\$200” in subsection (6) and substituting the words “\$1,500 or to imprisonment for a term not exceeding 9 months or to both”.

Amendment of section 21

4. Section 21 of the principal Act is amended —

- (a) by deleting “\$100” in subsection (1) and substituting the words “\$1,000 or to imprisonment for a term not exceeding 6 months or to both”; and
- (b) by deleting the words “3 years” in subsection (4) and substituting the words “12 months”.

Amendment of section 21A

5. Section 21A(4) of the principal Act is amended by deleting the words “\$1,000 or to imprisonment for a term not exceeding 6 months” and substituting the words “\$1,500 or to imprisonment for a term not exceeding 9 months”.

Repeal and re-enactment of section 26

6. Section 26 of the principal Act is repealed and the following section substituted therefor:

“Failure of election

26.—(1) Whenever an election in any electoral division wholly fails, a fresh writ may be issued by the President at any time for the holding of an election in that electoral division, except that where the election in an electoral division has failed because of the death of a candidate after the election has been reported as contested but before polling day, then section 34(8) and (9) or 34A(8) and (8A), as the case may be, shall apply.

(2) The original writ for an election in any electoral division that has wholly failed and everything done in connection with the election for the electoral division because of that writ shall be of no effect.

(3) Where a fresh writ is issued under subsection (1), sections 24 and 25 shall apply to that writ.

(4) For the purposes of this Act, an election shall have wholly failed if —

- (a) in the case of an election in a group representation constituency, no group of candidates is nominated or returned as elected for that constituency; or
- (b) in the case of any other electoral division, no candidate is nominated or returned as elected for that electoral division.”.

Amendment of section 28

7. Section 28(3) of the principal Act is amended by inserting, immediately after the words “a candidate for election”, the words “, if an election in an electoral division has wholly failed”.

Amendment of section 34

8. Section 34 of the principal Act is amended —

(a) by deleting paragraph (d) of subsection (6) and substituting the following paragraph:

“(d) the date on which the poll will be taken, the date being not earlier than the 10th day, and not later than the 56th day, after the date of publication of the notice in the *Gazette* (referred to in this Act as polling day);”;

(b) by deleting the words “for the election” in subsection (8)(b) and substituting the words “, time and place for the nomination of candidates for election, at least 4 clear days before the fresh date fixed for such nomination”.

Amendment of section 34A

9. Section 34A of the principal Act is amended —

(a) by deleting paragraph (d) of subsection (6) and substituting the following paragraph:

“(d) the date on which the poll will be taken, the date being not earlier than the 10th day, and not later than the 56th day, after the date of publication of the notice in the *Gazette* (referred to in this Act as polling day);”;

(b) by deleting the words “for the election in that constituency” in subsection (8)(b) and substituting the words “, time and place for the nomination of candidates for election in that constituency, at least 4 clear days before the fresh date fixed for the nomination”.

Amendment of section 38

10. Section 38(5) of the principal Act is amended by deleting the words “\$500 or to imprisonment for a term not exceeding 6 months” and substituting the words “\$1,500 or to imprisonment for a term not exceeding 9 months or to both, and shall, on conviction, become incapable for a period of 3 years from the date of his conviction of

being registered as an elector or of voting at any election under this Act or of being elected as the President or a Member of Parliament, and if at that date he has been elected a Member of Parliament, his election shall be vacated from the date of the conviction”.

Amendment of section 39

11. Section 39(3) of the principal Act is amended by inserting, immediately after the words “by notification in the *Gazette*”, the words “under this section or section 56C”.

Amendment of section 43

12. Section 43 of the principal Act is amended by deleting “\$5” in subsections (8A) and (9) and substituting in each case “\$50”.

Amendment of section 44

13. Section 44(4) of the principal Act is amended by deleting the words “\$500 or to imprisonment for a term not exceeding 6 months” and substituting the words “\$1,500 or to imprisonment for a term not exceeding 9 months or to both”.

Amendment of section 48A

14. Section 48A of the principal Act is amended by inserting, immediately after subsection (3), the following subsections:

“(4) Where polling at all polling stations established for the purposes of a poll in an electoral division is postponed under section 56C, the conduct of the counting of votes cast for the electoral division shall stand postponed until such other time as the Returning Officer, by notice in writing to each candidate or his election agent, shall specify.

(5) Where polling at any polling station established for the purposes of a poll in an electoral division is temporarily suspended, adjourned and postponed or abandoned and re-started under section 56C, the conduct of the count in respect of votes cast at the other polling stations for that electoral division at which the poll has closed, shall stand postponed until such other