

Immigration (Amendment) Act 1998
(No. 34 of 1998)

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The following Act was passed by Parliament on 4th September 1998 and assented to by the President on 23rd September 1998:—

IMMIGRATION (AMENDMENT) ACT 1998

(No. 34 of 1998)

I assent.

ONG TENG CHEONG,
President.
23rd September 1998.

Date of Commencement: 5th October 1998

An Act to amend the Immigration Act (Chapter 133 of the 1997 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 1998 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 by deleting the definition of "prohibited immigrant" and substituting the following definition:

“ “prohibited immigrant” means any person who is a prohibited immigrant as defined in section 8;”.

Amendment of section 5

3. Section 5 of the Immigration Act is amended —

- (a) by inserting, immediately after the word "enter" in subsection (2), the words "or attempt to enter"; and
- (b) by inserting, immediately after the word "leave" in subsection (4), the words "or attempt to leave".

Amendment of section 6

4. Section 6 of the Immigration Act is amended —

- (a) by inserting, immediately after the word "enter" in the first line of subsection (1), the words "or attempt to enter"; and
- (b) by inserting, immediately after subsection (3), the following subsections:

“(4) In any proceedings for an offence under subsection (1), it shall be presumed, until the contrary is proved, that the defendant attempted to enter Singapore in contravention of subsection (1)(c) if the defendant was found within the waters of the port and it is proved to the satisfaction of the court that —

- (a) he was unable, or refused, to produce when requested to do so by a police officer or an immigration officer a valid passport, or other valid travel document, issued by the competent authority of any State or territory;
- (b) he has no visible means of subsistence; or
- (c) he had taken precautions to conceal his identity or presence from any police officer or immigration officer.

(5) For the purposes of this section, "port" means any place declared to be a port under section 3 of the Maritime and Port Authority of Singapore Act (Cap. 170A).”.

Amendment of section 8

5. Section 8 of the Immigration Act is amended —

- (a) by deleting subsection (1) and substituting the following subsection:

“(1) Any person, not being a citizen of Singapore, who is a member of any of the prohibited classes as defined in subsection (3)

or who, in the opinion of the Controller, is a member of any of the prohibited classes, is a prohibited immigrant.”;

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

“(ba) any person suffering from Acquired Immune Deficiency Syndrome or infected with the Human Immunodeficiency Virus;”; and

- (c) by deleting paragraph (c\) of subsection (3) and substituting the following paragraph:

“(c) any person desiring to enter Singapore who refuses to submit to an examination after being required to do so under section 29(1);”.

Amendment of section 14

6. Section 14 of the Immigration Act is amended —

- (a) by inserting, immediately after the word "entered" in the first line of subsection (4), the words "or remains in";
- (b) by inserting, immediately after the word "permit" wherever it appears in subsection (4)(c), the words "or certificate";
- (c) by deleting the words "declare at any time after the date of the entry," in the penultimate line of subsection (4) and substituting the words "cancel the permit or certificate issued to that person, and may declare at any time after the date of the entry or date of the issue of the permit or certificate"; and
- (d) by deleting the words "subsection (2) or (3)" in the first line of subsection (5) and substituting the words "subsection (2), (3) or (4)".

Amendment of section 29

7. Section 29 of the Immigration Act is amended —

- (a) by deleting the words "to submit to" and substituting the words ", or to whom a permit, pass or certificate has been issued, to submit to an"; and
- (b) by renumbering the section as subsection (1) of that section, and by inserting immediately thereafter the following subsections:

“(2) The Government medical officer shall, upon completion of